



Eric M. Dessen
Assistant General Counsel
Law Department

September 26, 2011

Via Certified Mail – Return Receipt Requested

U.S. Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
PO Box 979077
St. Louis, Missouri 63197-9000

Re: In the Matter of Consolidated Edison Company of New York, Inc.
Docket Number TSCA-02-2011-9209

Dear USEPA:

In line with the instructions set forth in the Consent Agreement and Final Order for the above-referenced matter (the "CAFO"), a copy of which is attached, enclosed is a check made payable to the "Treasurer of the United States of America" in the amount of sixteen thousand eight hundred seventy-five dollars (\$16,875) settling all allegations set forth the CAFO.

If you have any questions, please do not hesitate to contact me.

Sincerely,
Eric Dessen
Eric Dessen

Enclosures

C: Via Federal Express
Ann Finnegan, USEPA
Regional Hearing Clerk, USEPA – Region



a conEdison, Inc. company

4 Irving Place, New York, NY 10003

CHECK NUMBER 0000301740

PLEASE INDICATE CONSPICUOUSLY THIS
UNIQUE CODE ON FUTURE INVOICES

PAYEE CODE

U2792

DATE PAID

09/26/2011

Pick-Up Employee: LILLOO-FRASER.A
 Pick-Up Location: 4 IRVING PLACE M020
 Check Number: 0000301740

ACCOUNTS PAYABLE					
Vendor Invoice Number	Vendor Invoice Date	Invoice Reference Number	Invoice Amount	Discount/Deductions	Total
TSCA02201A	09/21/2011	6848210	\$16,875.00		\$16,875.00
TOTAL			\$16,875.00		\$16,875.00

THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW



a conEdison, Inc. company

4 Irving Place, New York, NY 10003

The Bank of New York Mellon
Pittsburgh, PA

PAYEE CODE U2792

0000301740

DATE 09/26/2011

60-160

433

VOID AFTER 6 MONTHS

PAY SIXTEEN THOUSAND EIGHT HUNDRED SEVENTY FIVE AND 00/100 DOLLARS

\$*****16,875.00

TO THE
ORDER
OF
TREASURER OF THE UNITED STATES
C/O US EPA
FINES AND PENALTIES CINCINNATI
FINANCE CTR PO BOX 979077
ST. LOUIS, MO 63197-9000

AUTHORIZED SIGNATURE

⑈0000301740⑈ ⑆043301601⑆ 000⑈3156⑈



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
2890 WOODBRIDGE AVE.
EDISON, NEW JERSEY 08837

SEP 15 2011

CERTIFIED MAIL-
RETURN RECEIPT REQUESTED
Article No. 7001 0320 0004 7789 6440

Mr. Randolph Price, Vice President
Environmental Health & Safety
Consolidated Edison Company of New York, Inc.
4 Irving Place
New York, N.Y. 10003-3598

Re: In the Matter of Consolidated Edison Company of New York, Inc.
Docket Number TSCA-02-2011-9209

Dear Mr.Price:

Enclosed is a fully executed copy of the Administrative Consent Agreement and Final Order in the above-referenced proceeding, signed by the Regional Judicial Officer of the U.S. Environmental Protection Agency, Region 2.

Please note that the forty-five (45) day period for payment of the civil penalty commenced as of the date this Consent Agreement was signed by the Regional Administrator. Please arrange for payment of this penalty according to the instructions given within the enclosed document under "Terms of Consent Agreement". Further, please ensure that a copy of the payment check is mailed to the EPA staff member listed in that section of the Agreement.

Please contact Ann Finnegan of my staff at (732) 906-6177 or by electronic mail at Finnegan.ann@epa.gov, should you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "John Gorman".

John Gorman, Chief
Pesticides and Toxic Substances Branch

Enclosure

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

-----X	:	
In the Matter of	:	
	:	
Consolidated Edison Company	:	<u>CONSENT AGREEMENT</u>
of New York, Inc.,	:	<u>AND</u>
	:	<u>FINAL ORDER</u>
Respondent.	:	
	:	
Proceeding under Section 16(a) of	:	Docket No.
the Toxic Substances Control Act.	:	TSCA-02-2011-9209
-----X	:	

PRELIMINARY STATEMENT

This administrative proceeding for the assessment of a civil penalty was instituted pursuant to Section 16(a) of the Toxic Substances Control Act ("TSCA"), 15 U.S.C. § 2615(a). The "Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation, Termination or Suspension of Permits," 40 C.F.R. Part 22 (July 1, 2000) (hereinafter "Consolidated Rules"), provide in 40 C.F.R. § 22.13(b) that when the parties agree to settle one or more causes of action before the filing of an Administrative Complaint, a proceeding may be simultaneously commenced and concluded by the issuance of a Consent Agreement and Final Order ("CAFO") pursuant to 40 C.F.R. § 22.18(b)(2) and (3). The Director of the Division of Enforcement and Compliance Assistance, United States Environmental Protection Agency, Region 2 (hereinafter "EPA" or "Complainant"), alleges that Consolidated

Edison Company of New York, Inc. (hereinafter "ConEd" or "Respondent") violated Section 6(e) of TSCA, 15 U.S.C. § 2605(e), and the regulations promulgated pursuant to that Section, set forth at 40 C.F.R. Part 761, relating to polychlorinated biphenyls ("PCBs") and Section 15(1) of TSCA, 15 U.S.C. § 2614(1).

EPA and Respondent agree that settling this matter by entering into this CAFO pursuant to 40 C.F.R. § 22.13(b) and 40 C.F.R. § 22.18(b)(2) and (3) is an appropriate means of resolving this case without further litigation. This CAFO is being issued pursuant to said provisions of 40 C.F.R. Part 22. No formal or adjudicated findings of fact or conclusions of law have been made. The following constitute Complainant's findings of fact and conclusions of law.

FINDINGS OF FACT

1. Respondent is Consolidated Edison Company of New York, Inc.
2. Respondent owns, operates, and/or controls the facilities in and around 1640 White Plains Road (commonly known as the Van Nest site), Bronx, New York (hereinafter "Respondent's facility").
3. In a May 13, 2011 telephone call, and in subsequent submissions, Respondent disclosed to EPA that it had shipped PCB waste from Respondent's facility for disposal without identifying it as PCB waste on EPA Manifest Form 8700-22.
4. Complainant sent to Respondent a "Notice of Opportunity Related to Enforcement Action Under the Toxic Substances Control Act", which alleged the Respondent committed one violation of the regulations regarding manifesting of PCB waste.

CONCLUSIONS OF LAW

1. Respondent, as the owner and/or operator of the facilities which are the subject of this CAFO, is subject to the regulations and requirements pertaining to PCBs and PCB Items promulgated pursuant to Section 6(e) of TSCA, 15 U.S.C. § 2605(e), and set forth at 40 C.F.R. Part 761.

2. Respondent is a "person" within the meaning of 40 C.F.R. § 761.3.

3. Failure to identify PCB waste submitted for off-site disposal on EPA Manifest Form 8700-22 is a violation of 40 C.F.R. § 761.207(a), which is a violation of Section 6(e) and Section 15(1)(C) of TSCA, 15 U.S.C. §§ 2605(e) and 2614(1)(C).

TERMS OF CONSENT AGREEMENT

Based on the foregoing, and pursuant to Section 16(a) of TSCA, 15 U.S.C. § 2615(a) and in accordance with the Consolidated Rules of Practice at 40 C.F.R. Part 22, it is hereby agreed by and between the parties hereto, and accepted by Respondent, that Respondent voluntarily and knowingly agrees to, and shall comply with, the following terms:

1. Respondent shall hereinafter comply with all applicable provisions of TSCA and the regulations promulgated pursuant to it.

2. For the purposes of this Consent Agreement, Respondent (a) admits that EPA has jurisdiction pursuant to Section 16(a) of TSCA, 15 U.S.C. § 2615(a), to commence a civil administrative proceeding for the violations alleged in the "Conclusions of Law" section, above; (b) neither admits nor denies the specific factual allegations contained in the "Findings of Fact" section, above; and (c) neither admits nor denies the assertions set forth in the "Conclusions of Law" section, above.

3. Respondent shall pay, by cashier's or certified check, a civil penalty in the amount of **SIXTEEN THOUSAND EIGHT HUNDRED SEVENTY FIVE DOLLARS (\$16,875)** to the "Treasurer of the United States of America". The check shall be identified with a notation of the name and docket number of this case, set forth in the caption on the first page of this document. Such check shall be mailed to:

U.S. Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
PO Box 979077
St. Louis, Missouri 63197-9000

Alternatively, payment may be made by Electronic Fund Transfer (EFT) directed to the Federal Reserve Bank of New York. Respondent shall provide the following information to its remitter bank:

- 1) Amount of Payment
- 2) SWIFT address: FRNYUS33, 33 Liberty Street, New York, NY 10045
- 3) Account: 68010727
- 4) ABA number: 021030004
- 5) Field Tag 4200 of the Fedwire message should read "D 68010727
Environmental Protection Agency"
- 6) Name of Respondent
- 7) Docket Number

Payment must be received at the above address (or account of EPA) on or before **45 calendar days** after the date of the signature of the Final Order at the end of this document (the date by which payment must be received shall hereinafter be referred to as the "due date"). Promptly after payment has been made, Respondent shall send copies of this payment or furnish reasonable proof that such payment has been made to both:

Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway, 16th Floor
New York, New York 10007

and

Ann Finnegan
Pesticides and Toxic Substances Branch
2890 Woodbridge Avenue, MS 105
Edison, New Jersey 08837

a. Failure to pay the penalty in full according to the above provisions will result in the referral of this matter to the U.S. Department of Justice or the U.S. Department of the Treasury for collection.

b. Further, if payment is not received on or before the due date, interest will be assessed, at the annual rate established by the Secretary of the Treasury pursuant to the Debt Collection Act, 31 U.S.C. § 3717, on the overdue amount from the due date through the date of payment. In addition, a late payment handling charge of \$15 will be assessed for each 30-day period (or any portion thereof) following the due date in which the balance remains unpaid. A 6% per annum penalty also will be applied on any principal amount not paid within 90 days of the due date.

4. This Consent Agreement is being voluntarily and knowingly entered into by the parties in full and final settlement of the civil liabilities under the Toxic Substances Control Act, 15 U.S.C. § 2601 *et seq.*, and the regulations promulgated thereunder in 40 C.F.R. Part 761, that attach or might have attached as a result of the "Findings of Fact" section, above, and the allegations contained in the "Conclusions of Law" section, above. Respondent has read the Consent Agreement, understands its terms, finds it to be reasonable, and consents to its issuance and its terms. Respondent consents to the issuance of the accompanying Final Order. Respondent agrees that all terms of settlement are set forth herein.

5. Respondent explicitly and knowingly consents to the assessment of the civil penalty as set forth in this Consent Agreement and agrees to pay the penalty in accordance with the terms of this Consent Agreement.

6. Respondent hereby waives its right to seek or to obtain any hearing (pursuant to Subpart D of 40 C.F.R. Part 22) or other judicial proceeding on the assertions contained in the "Findings of Fact" section, above, and the allegations contained in the "Conclusions of Law" section, above, or on any allegations arising thereunder. Respondent further waives its right otherwise to contest all such assertions and/or allegations.

7. Respondent waives any right it may have pursuant to 40 C.F.R. § 22.8 to be present during discussions with or to be served with and to reply to any memorandum or communication addressed to the Regional Administrator, the Deputy Regional Administrator, or the Regional Judicial Officer where the purpose of such discussion, memorandum, or communication is to discuss a proposed settlement of this matter or to recommend that such official accept this Consent Agreement and issue the Final Order.

8. This Consent Agreement does not waive, extinguish, or otherwise affect Respondent's obligation to comply with all applicable federal, state, or local laws, rules, or regulations.

9. Each undersigned signatory to this Consent Agreement certifies that he or she is duly and fully authorized to enter into and ratify this Consent Agreement and all terms and conditions set forth in this Consent Agreement.

10. Each party shall bear its own costs and fees in this matter.

11. Respondent consents to service upon Respondent of a copy of this Consent Agreement and Final Order by an EPA employee other than the Regional Hearing Clerk.

RESPONDENT:

BY: Peter Garam
Consolidated Edison Company of New York, Inc.

NAME: Peter Garam
(PLEASE PRINT)

TITLE: Associate General Counsel

DATE: August 31, 2011

COMPLAINANT:

[Signature]
Dore LaPosta, Director
Division of Enforcement and
Compliance Assistance
U.S. Environmental Protection Agency, Region 2
290 Broadway
New York, New York 10007

DATE: SEPTEMBER 9, 2011

In the Matter of Consolidated Edison Company of New York, Inc.
Docket Number TSCA-02-2011-9209

FINAL ORDER

The Regional Judicial Officer of the U.S. Environmental Protection Agency, Region 2, concurs in the foregoing Consent Agreement in the case of In the Matter of Consolidated Edison Company of New York, Inc., bearing Docket Number TSCA-02-2011-9209. Said Consent Agreement, having been duly accepted and entered into by the parties, shall be, and hereby is, ratified, incorporated into and issued, as this Final Order, which shall become effective when filed with the Regional Hearing Clerk of EPA, Region 2 (40 C.F.R. § 22.31(b)). This Final Order is being entered into pursuant to the authority of 40 C.F.R. § 22.18(b)(3) and shall constitute an order issued under Section 6 of the Toxic Substances Control Act, 15 U.S.C. § 2605 for purposes of Section 15(1)(C) of TSCA, 15 U.S.C. § 2614(1)(C).

DATE: September 12, 2011

Helen A. Ferrara

Helen Ferrara
Regional Judicial Officer
U.S. Environmental Protection Agency, Region 2
290 Broadway
New York, New York 10007

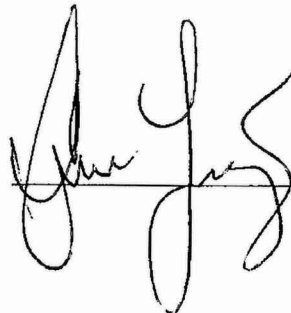
In the Matter of Consolidated Edison Company of New York, Inc.
Docket Number TSCA-02-2011-9209

CERTIFICATE OF SERVICE

This is to certify that on the 15 day of September 2011, I served a true and correct copy of the foregoing fully executed Consent Agreement and Final Order bearing Docket Number TSCA-02-2011-9209, by certified mail, return receipt requested, to:

Mr. Randolph Price, Vice President
Environmental Health & Safety
Consolidated Edison Company of New York, Inc.
4 Irving Place
New York, N.Y. 10003-3598

On the same date, I mailed via EPA internal mail to the Region 2 Regional Hearing Clerk at 290 Broadway, New York, New York 10007 the original and one copy of the foregoing Consent Agreement and Final Order.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

DATE: SEP - 9 2011

SUBJECT: In the Matter of Consolidated Edison Company of New York, Inc.
Docket No. TSCA-02-2011-9209

FROM: 
Dore LaRosta, Director
Division of Enforcement and Compliance Assistance

TO: Helen Ferrara
Regional Judicial Officer

Attached please find a Consent Agreement and Final Order for your signature. Please sign it and return it to the Pesticides and Toxic Substance Branch, as indicated on the routing slip.

Attachment



Eric M. Dessen
Assistant General Counsel
Law Department

September 6, 2011

Via Federal Express

Ms. Ann Finnegan
U.S. Environmental Protection Agency - Region 2
Pesticides and Toxic Substances Branch
2890 Woodbridge Avenue – MS105
Edison, New Jersey 08837

Re: In the Matter of Consolidated Edison Company of New York, Inc.
Consent Agreement and Final Order
TSCA-02-2011-9209

Dear Ms. Finnegan:

In line with the instructions set forth in EPA's Notice of Opportunity with Respect to Action Under the Toxic Substances Control Act dated August 25, 2011, enclosed is Con Edison's signed Consent Agreement and Final Order ("CAFO") for the above-referenced matter.

Please have EPA sign the CAFO and return a fully executed copy to Con Edison. Upon receipt of the fully executed CAFO, Con Edison will make payment of sixteen thousand eight hundred and seventy-five dollars (\$16,875) to EPA in line with the terms of the CAFO.

If you have any questions, please do not hesitate to contact me.

Sincerely,
Eric Dessen
Eric Dessen

Enclosure

Enforcement Action Information Checklist/Concurrence Sheet

Enforcement Action Name: *Consolidated Edison Company of New York, Inc.*

Docket Number: *TSCA-02-2011-9209*

BRANCH CHIEF CHECKLIST		
- Case Initiation and/or Case Conclusion Data Sheet(s) is Complete and Accurate [except for order/action signature date]	Yes <input checked="" type="radio"/>	No <input type="radio"/>
- Small Business, Federal Facility, National or Regional Priority, EJ designations are included, as appropriate	Yes <input type="radio"/>	No <input checked="" type="radio"/> <i>N/A</i>
- Penalty Calculations have been reviewed and are correct	Yes <input checked="" type="radio"/>	No / N.A. <input type="radio"/>
- Environmental Benefit Calculations have been reviewed and are correct	Yes <input checked="" type="radio"/>	No <input checked="" type="radio"/> <i>N.A.</i>
- Compliance Schedule information to be entered into the DECA "DATES" system within two weeks	Yes <input type="radio"/>	N.A. <input checked="" type="radio"/>
- Respondent provided with IRS website regarding SEP tax deductibility	Yes <input checked="" type="radio"/>	No / N.A. <input type="radio"/>
- Check box to indicate big case status: <input type="checkbox"/> Not a big case <input type="checkbox"/> Complying action/ injunctive relief >= \$5 million <input type="checkbox"/> Penalty >= \$1 million <input type="checkbox"/> Pollutants reduced/treated >= 1 million pounds <input type="checkbox"/> Volume of contaminated media addressed (VCMA) >= 1 million cubic yards		
- Check box to indicate SEP status or reason for exclusion: <input type="checkbox"/> SEP Included <input type="checkbox"/> Administrative Burden <input checked="" type="checkbox"/> Expedited Settlement <input type="checkbox"/> Increased Overall Cost <input type="checkbox"/> Timing of SEP Completion <input type="checkbox"/> Can't identify a SEP <input type="checkbox"/> Small Environmental Staff <input type="checkbox"/> Expiration of ALJ Deadline / Case Going to Litigation <input type="checkbox"/> Other (Explain)		
- Please explain if there is a reason <u>EPA</u> does not want a SEP be developed.		
Branch Chief signature and date <i>[Signature]</i> <i>8/15/11</i>		

<u>Case Information, Penalty Calculations, and Environmental Benefit Calculations</u>	<u>Developed by</u> (signature and date)	<u>Reviewed by</u> (signature and date)
- Case Initiation and/or Case Conclusion Data Sheet(s)	<i>AP 8/2</i>	<i>[Signature] 8/15/11</i>
- Penalty Calculations	<i>AP 8/2</i>	<i>[Signature] 8/15/11</i>
- Environmental Benefit Calculations (including "complying actions")	<i>N/A</i>	<i>[Signature] 8/15/11</i>

Please return this sheet to Branch Chief after order is signed and dated.

Administrative Case Initiation Data Form

Draft

EA #:
Date Entered:
ORC Branch:

Complaint Stage
(at time of submittal)

Final

Administrative Docket or Index
Number

TSCA-02-2011-9209

Enforcement Action Name
Additional Respondents,
PRPs, or Defendants

ConEd - Van Nest site

Site(s):

Consolidated Edison

Enforcement Action Type
Primary Statute/Section Violated
Other Statutes/Sections
CFR Citations:

TSCA 16 Action for Penalty
TSCA 6E - Poly Chlorinated Biphenyls (PCBs)
761.207

Priority Activity

☒ Core Priority

EPA Lead Attorney
EPA Program Contact

Ann Finnegan

DECA-PTSB-TS

(office)
732-906-61
77

Violation Type

Violation of PCB rules

Was this action taken in response to a violation found through an Inspection?

☐ Yes ☒ No

Was this a Multi-Media action? (check all that apply)

☐ Yes ☒ No

Was the Agency activity taken in response to Environmental Justice concerns?

☐ Yes ☒ No

Was Voluntary Disclosure Policy applied to this action?

☒ Yes ☐ No

Date of Disclosure 05/13/2011

Case Summary

ConEd disclosed to EPA that they had shipped PCBs without a manifest. The materials were disposed of at a TSCA facility. A show cause letter with CAFO was issued.

Proposed Penalty \$16,875.00 (amount sought)

Proposed Cost Recovery \$0.00 (amount sought)

Is this an amended complaint? ☐ Yes ☒ No

Date Complaint/Agreement

Case Conclusion Data Sheet

Draft

EA #:
Date Entered:
ORC Branch:

Information

Case and Facility Information

Court or Administrative Docket
or Index Number TSCA-02-2011-9209
Enforcement Action Name ConEd - Van Nest site
Additional Respondents,
PRPs, or Defendants

Site(s): Consolidated Edison

Enforcement Action Type TSCA 16 Action for Penalty
Primary Statute/Section Violated TSCA 6E - Poly Chlorinated Biphenyls (PCBs)
Other Statutes/Sections
CFR Citations: 761.207

Priority Activity

☒ Core Priority

EPA Lead Attorney
EPA Program Contact

Ann Finnegan

DECA-PTSB-TS

(office)
732-906-61
77

Violation Type Violation of PCB rules

Was this action taken in response to a violation found through an Inspection? ☐ Yes ☒ No

Was this a Multi-Media action? (check all that apply) ☐ Yes ☒ No

Was the Agency activity taken in response to Environmental Justice concerns? ☐ Yes ☒ No

Was Voluntary Disclosure Policy applied to this action? ☒ Yes ☐ No

Date of Disclosure 05/13/2011

Was Alternative Dispute Resolution used in this action? ☐ Yes ☒ No

Conclusion Type Administrative Penalty Order

Date of Final Order Lodging

Date of Final Order

Estimated Termination Date

Resolution Code Final Order with Penalty

Injunctive Relief

Injunctive Relief/Complying Action

Direct Action to Reduce, Eliminate, or Treat Pollutants

Direct Environmental
Reduction

Cost\$0.00

Preventative Actions to Manage Waste Streams or Prevent Releases/Exposures

Preventative	Disposal Change	Cost	\$1,000.00
Pollutant	Media	Amount	Units
PCB contaminated soil	Soil		30 Cubic Yards (yd3)

Facility Management or Information Practice

Facility Management or Information Practice	Recordkeeping	Cost	\$100.00
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Quantitative Environmental Impact

SEP

SEP(s)

View: SEPsByParentUNID

Penalty

Penalty

Final Assesed Penalty (Not including value of any SEP)

EPA	\$16,875.00
-----	-------------

State and Local Government	\$0.00
----------------------------	--------

For Multi-Media actions, enter the Federal amounts by statute:

Statute

Amount

Cost Recovery

CERCLA Cost Recovery

Amount of cost recover awarded

EPA	\$0.00
-----	--------

State and Local Government	\$0.00
----------------------------	--------

Summary

Case Summary

ConEd disclosed to EPA that they had shipped PCBs without a manifest. The materials were disposed of at a TSCA facility. A show cause letter with CAFO was issued.

Self Disclosure

Self Disclosure Information

Disclosure under Audit Policy? ☐ Yes ☒ No

Disclosure under EPA's Small ☐ Yes ☒ No

Business Policy?

Milestones

DATES Milestones: DECA tracks some milestones in the DATES database. If this action has milestones that need to be tracked in DATES, please indicate.

Does this action have DATES milestones? ☐ Yes ☒ No

Description	Frequency	Page	Due

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

DATE: AUG 22 2011

SUBJECT: In the Matter of Consolidated Edison Company of New York, Inc.
Docket No. TSCA-02-2011-9209

FROM: Henry Mazzucca, Chief
Toxics Section

TO: John Gorman, Chief
Pesticides and Toxic Substances Branch

Attached please find a Consent Agreement and Final Order for your signature. This is part of a consolidated action taken pursuant to our Consolidated Rules of Practice (40 C.F.R. § 22.18(b)(2) and (3)) which provide that a proceeding may be simultaneously commenced and concluded by the issuance of a Consent Agreement and Final Order when the parties agree to settle one or more causes of action before the filing of an Administrative Complaint. This Consent Agreement will commence and settle an enforcement action against the above-referenced party under Section 16(a) of the Toxic Substances Control Act ("TSCA"), 15 U.S.C. § 2615(a).

The Respondent, Consolidated Edison Company of New York, Inc. (ConEd) of New York, New York, is the owner of a facility that has owned, used and maintained, stored, or disposed of PCBs and/or PCB Items. On May 13, 2011, ConEd disclosed to EPA that they failed to identify PCB waste submitted for off-site disposal on EPA Manifest Form 8700-22, in accordance with the specifications and requirements of 40 C.F.R. § 761.207(a).

A Notice of Opportunity Related to Enforcement Action ("Notice") was issued in lieu of a Complaint and Notice of Opportunity for Hearing. In combination with issuance of the Notice, we included a Consent Agreement and Final Order in order to expedite settlement of this matter. Consistent with the provisions set forth in the appropriate penalty policies, and in order to reach an equitable settlement, in this Consent Agreement we proposed Respondent pay a penalty of \$16,875. The amount of the penalty was calculated in conformance with the "Guidelines for Assessment of Civil Penalties under Section 16 of the Toxic Substances Control Act; PCB Penalty Policy", which was published on September 10, 1980 in the Federal Register (45 Fed. Reg. 59,770 (1980)), and the "Polychlorinated Biphenyls (PCB) Penalty Policy" (April 9, 1990). Because this is an expedited settlement (issued and settled in one action), no discussion of Supplemental Environmental Projects was conducted. Respondent has agreed to the proposed penalty.

If this Consent Agreement and Final Order meet with your approval, please concur on it and forward it for signature. If you have any questions please call me.

Attachments



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
2890 WOODBRIDGE AVENUE
EDISON, NEW JERSEY 08837-3679

AUG 25 2011

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

Article Number 7001 0320 0004 7789 6457

Mr. Randolph Price, Vice President
Environmental Health & Safety
Consolidated Edison Company of New York, Inc.
4 Irving Place
New York, N.Y. 10003-3598

Re: Notice of Opportunity with Respect to Action Under Toxic Substances Control Act
TSCA-02-2011-9209

Dear Mr. Price:

On or about May 13, 2011, a representative of Consolidated Edison Company of New York, Inc. ("ConEd") notified the U.S. Environmental Protection Agency ("EPA") Region 2 personnel that ConEd may have committed a violation of the Toxic Substances Control Act (TSCA) by shipping PCB waste for disposal without properly identifying it on a hazardous waste manifest. Additional information was provided to my staff subsequent to this notification.

Based on the information provided, EPA believes that ConEd is in violation of the regulations relating to polychlorinated biphenyls (PCBs), codified at 40 C.F.R. Part 761 and promulgated under authority of Section 6 of TSCA, 15 U.S.C. § 2605. Pursuant to Section 16 of TSCA, 15 U.S.C. § 2615, EPA is authorized to commence civil administrative actions for the assessment of civil penalties for violations of the above cited regulations. Consistent with the provisions set forth in the Agency's Enforcement Response Policies for violations of TSCA, the EPA may seek a penalty of up to \$37,500 for each violation, on some occasions per use or per day.

Based upon the available information, EPA has tentatively determined that ConEd would be liable to the United States for one violation of the regulations at 40 C.F.R. Part 761 regarding manifesting of PCB waste. A more detailed description of the violation is included as an enclosure to this letter.

However, our Consolidated Rules of Practice, at 40 C.F.R. §22.13(b), now permit the simultaneous commencement and conclusion of a proceeding without the issuance of a complaint.

Any such settlement must be in conformance with the appropriate EPA Enforcement Response Policy and would include ConEd agreeing to pay a monetary penalty as part of a Consent Agreement and Final Order (CAFO). I am prepared to consider such an approach in this case, and hereby offer, subject to approval by EPA senior management, to settle this matter for \$16,875. For your convenience, I have enclosed a CAFO for your review. If you agree with this settlement offer, please sign the original provided and return it for further processing within twenty (20) days of receipt to the attention of Ms. Ann Finnegan at the following address:

United States Environmental Protection Agency - Region 2
Pesticides and Toxic Substances Branch
2890 Woodbridge Avenue - MS105
Edison, NJ 08837

A fully executed copy of this document will be mailed to you upon issuance.

If we are unable to reach an expeditious settlement, EPA is prepared to issue an Administrative Complaint in this matter. I have enclosed is a Notice of Securities and Exchange Commission Registrants' Duty to Disclose Environmental Legal Proceedings for your consideration. The Consolidated Rules of Practice (40 C.F.R. Part 22) can be found on the EPA web site at www.epa.gov/oalj/rules.htm. The appropriate EPA penalty policy(s) can be found on the EPA website at <http://cfpub.epa.gov/compliance/resources/policies/civil/tsca>. If applicable, EPA's Supplemental Environmental Projects (SEP) Policy can be found on the EPA website at <http://www.epa.gov/compliance/resources/policies/civil/seps/fnlsup-hermn-mem.pdf>.

If you have any questions regarding the penalty determination or the settlement process, or would like to schedule a conference to further discuss this matter, please contact Ms. Finnegan at (732) 906-6177 or by electronic mail at finnegan.ann@epa.gov.

Sincerely,



John Gorman
Chief
Pesticides and Toxic Substances Branch

Enclosures

Enclosure

Violations

1. Failure to Manifest PCB Waste:

Pursuant to 40 C.F.R. § 761.207(a), Respondent was required to identify PCB waste submitted for off-site disposal on EPA Manifest Form 8700-22. Respondent was required to specify, for each bulk load of PCBs, the identity of the PCB waste, the earliest date of removal from service for disposal, and the weight in kilograms of the PCB waste.

On or about May 10, 2011, ConEd sent approximately 6 roll-offs of waste from Con Ed's Van Nest facility in Bronx, New York to Clean Earth of New Jersey in South Kearny, New Jersey under Bill of Lading APV 062347. Upon receipt of the waste, Clean Earth sampled it and discovered that the waste in one of the roll-offs was contaminated with PCBs at approximately 228 parts per million. This PCB waste was not identified as such on EPA Manifest Form 8700-22 at the time of shipment.

On or about May 13, 2011, ConEd voluntarily self-disclosed the manifesting error to EPA.

draft Consent Agreement for unmanifested waste issue

Ann Finnegan to: DessenE

Cc: TEELINGT

07/08/2011 11:00 AM

Mr. Dessen,

per Mr. Teeling's request, I am forwarding you a draft copy of a Consent Agreement that EPA is proposing to settle a self-disclosed violation of the PCB manifesting rules. This violation was disclosed to us on or about May 13 by Mr. Teeling.

I am providing this document for your review and comment. Although these documents are pretty standard, you may propose minor changes if you feel it necessary to address your client's specific situation. You can email me a revised version (track changes please) or simply FAX a marked up version. Either way is fine.

Please contact me with any questions or concerns you may have. Since I understand that summer schedules are sometimes tough to coordinate, and several persons at ConEd may need to review this settlement, I will not specify a reply date. I simply ask that you get this back to me at your earliest convenience. Since there has been (and will not be) a complaint issued, we are not under any regulatory time restrictions.

Thank you for your attention to this matter.
Ann Finnegan



ConEd CAFO 2011 CAFO .doc

+++++



United States Environmental Protection Agency

*Ann M. Finnegan, TSCA Enforcement Coordinator
U.S. Environmental Protection Agency - Region 2
2890 Woodbridge Avenue (MS 105), Edison, NJ 08837
(732) 906-6177 phone (732) 321-6788 FAX finnegan.ann@epa.gov*

6/16/11

to Tom Teeling Con Ed
Van Nest

1640 White Plains Rd
Bronx

1 roll off 228 ppm
others less than 50 ppm

show cause is probably
good

→ send some info he
will forward to
counsel

2 weeks response
(July 4 vacations, etc)

FW: Con Edison - Unmanifested PCB Waste Shipment

Teeling, Thomas

to:

Ann Finnegan

05/23/2011 04:34 PM

Cc:

James Haklar

Show Details

Attached is the information which you requested regarding Con Edison's Unmanifested PCB soil shipment to Clean Earth of NJ, Inc. on 5/10/2011. A hard copy is being sent via Federal Express. As we discussed, a copy is being sent to Jim Haklar. Copies are also being sent to the NYS Department of Environmental Conservation's Region 2 and Albany offices.

Please contact me if you have any questions.

<<SKMBT_42011052313090.pdf>>

Thomas Teeling

Consolidated Edison Co. of NY, Inc.

4 Irving Place – Rm. 15NE

NYC, NY 10003

(212) 460-3770 – Office

(917) 417- 5354 – Cell



Randolph S. Price
Vice President
Environment, Health & Safety

May 23, 2011

Ms. Ann Finnegan
US Environmental Protection Agency
Toxic Substances Section
Raritan Depot
2890 Woodbridge Avenue
Edison, NJ 08837-3679

Reference: Con Edison – Van Nest
Un-manifested PCB Waste Shipment Notification

Dear Ms. Finnegan,

This letter responds to the questions you posed and the documents you requested during your May 16, 2011 telephone conversation with Con Edison's Tom Teeling. Based on initial sampling results, a rolloff (#130-20) of excavated soil from Con Edison Van Nest facility was transported as non-PCB waste using a non-hazardous waste manifest to Clean Earth of North Jersey, located at 105 Jacobus Avenue, South Kearny, NJ, 07032 (EPA TSCA ID Number: NJD991291105). Based on subsequent sampling at Clean Earth indicating the presence of ≥50 ppm (88.9 AND 228 ppm) PCBs in soil for that rolloff, a hazardous waste manifest was prepared and the rolloff was shipped to CWM Chemical Services, Inc. in Model City, NY. We actually shipped a total of 6 rolloffs to Clean Earth of North Jersey, All rolloffs were tested and only one rolloff (#130-20) contained >50 ppm PCBs, the other 5 rolloffs were all found to contain <50 ppm PCBs.

This event was self reported to USEPA and NYSDEC on May 13, 2011.

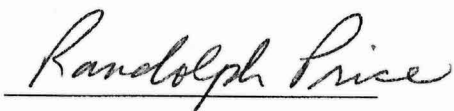
The documents attached are:

1. A copy of the initial non-hazardous waste manifest for the referenced waste shipment. The original shipment date was May 10, 2011
2. A copy of the PCB analytical results for rolloff #130-20 as well as the results for the additional 5 rolloffs sent to Clean Earth of North Jersey (Initial and subsequent sample results).
3. A copy of the Hazardous Waste Manifest used to ship rolloff containing the PCB soils to CWM Chemical Services, Inc., Model City, NY, for ultimate disposal
4. The date on which Clean Earth initially notified Con Edison of the PCB >50 ppm was by email on May 12, 2011. A copy of the notification email is attached
5. The source of the contamination in the soils: We have no knowledge of any historic PCB usage or spills related to Con Edison equipment or activities in the area that was excavated. We reviewed historic photographs of the facility, and it appears blacktopping of the area predates 1985.

Con Edison will coordinate with EPA and DEC on the PCB cleanup of the excavation area associated with the finding of ≥ 50 ppm PCBs in the waste soil. Accordingly, we have initiated contact with James Haklar of your office, with whom we have worked on a remediation project at another Con Edison site. Con Edison would like to expedite this cleanup so that we can proceed with our planned construction project within the footprint of the excavation.

Please contact Tom Teeling at (212) 460-3770 or Bahi Elmiry at (212) 460-2278 if you have any questions or need any additional information.

Very Truly Yours,

A handwritten signature in cursive script that reads "Randolph Price". The signature is written in dark ink and is positioned above a horizontal line.

Randolph S. Price

Cc: J. Haklar, USEPA
E. Robbins, NYSDEC, Albany
P. John, NYSDEC, Region 2
H. Hussein, NYSDEC, Region 2

Straight Bill of Lading/ Nonhazardous Waste Manifest

Please type or print		1. Generator EPA ID # (if applicable)	2. Page 1 of	3. Emergency Response #	4. Document Tracking Number
		Not Applicable	1	800-876-9699	APV 062347
5. Generator Name and Mailing Address			Generator's Site Address (if different)		
Consolidated Edison of NY 31-01 20th Avenue, Bldg 136 Astoria NY 11105 Generator Phone: (718) 204-4151			1640 White Plains Rd Bronx NY APV Job Number: 02-02050		
6. Transporter 1 Company Name			US EPA ID Number (if applicable)		
Allstate Power Vac, Inc.			NJ D003812047		
7. Transporter 2 Company Name			US EPA ID Number (if applicable)		
8. Designated Facility Name and Mailing Address			US EPA ID Number (if applicable)		
Clean Earth of North Jersey 105 Jacobus Avenue South Kearny NJ 07032 Designated Facility Phone: (973) 344-4004			NJ D991291105		
Generator	9a. HM	9b. Material Description (Proper shipping name required if DOT Hazardous Material)	10. Containers		11. Total Quantity
		Nonregulated Material (Only Debris) Non DOT/ Non RCRA ID27	No.	Type	12. Unit (Wt/Vol)
			0 0 1	CM	x x x 2 0
14. Special Handling Instructions and Additional Information					
00.1 Oil Contaminated Debris 05-100, Soil <5 PCBs (Non TSCA) <50 ppm <div style="text-align: right;">Approval # 03D-Bulk/ 073080019</div> <div style="text-align: center;"> Decal 01920 Truck # 2045 Plate AJ32A Box 130-20 10797 </div>					
15. Generator/Officer's Certification: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name and are classified, packaged, marked and labeled/placarded and are in all respects in proper condition for transport according to applicable international and national governmental regulations.					
Transporter	Printed/ Typed Name		Signature		Month Day Year
	Michael Walsh Co Ed 88681		M Walsh		5 10 11
	17. Transporter 1 Acknowledgment of Receipt of Materials		Signature		Month Day Year
DAVID KORZENSKI		David Korzen		5 10 11	
18. Transporter 2 Acknowledgment of Receipt of Materials		Signature		Month Day Year	
Facility	19. Discrepancy Indication Space (to be completed by Designated Facility)				
20. Designated Facility: Certification of receipt of the materials covered by this shipping paper except as noted in Item 10					
Printed/ Typed Name		Signature		Month Day Year	

APV Job# 02-02050

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator ID Number NYD000706234	2. Page 1 of 1	3. Emergency Response Phone 800-876-6699	4. Manifest Tracking Number 000262596 GBF		
5. Generator's Name and Mailing Address Consolidated Edison of NY 31-01 20th Avenue, Bldg 136 Astoria NY 11105		Generator's Site Address (if different than mailing address) 1640 10th Ave Brooklyn NY					
Generator's Phone: 718 204-4151		U.S. EPA ID Number NYD0003912047					
6. Transporter 1 Company Name Altitude Power Van, Inc.		U.S. EPA ID Number					
7. Transporter 2 Company Name		U.S. EPA ID Number					
8. Designated Facility Name and Site Address CWM Chemical Services, LLC 1850 Palmer Road Model City NY 14107		U.S. EPA ID Number NYD0049836679					
Facility's Phone: (716) 764-8231							
9a. HM	9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, and Packing Group (if any))		10. Containers		11. Total Quantity	12. Unit Wt./Vol.	13. Waste Codes
			No.	Type			
	1. RQ Polychlorinated Biphenyls Solid Mixture 9, UN3432, III		001	CM	7940	K	B007 L
	2.						
	3.						
4.							
14. Special Handling Instructions and Additional Information a. 90-100% Bulk, <5% Debris, 1-3% PCB Contaminated Sander Oil; Approval: 070-Bulk / CO1382 / EROH 171 b. Out of Service Date: 5/10/2011 Job #: 02 35 CC 15 REPING 65 APV 062347							
15. GENERATOR'S/OFFEROR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked and labeled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations. If export shipment and I am the Primary Exporter, I certify that the contents of this consignment conform to the terms of the attached EPA Acknowledgment of Consent. I certify that the waste minimization statement identified in 40 CFR 262.27(a) (if I am a large quantity generator) or (b) (if I am a small quantity generator) is true.							
Generator's/Officer's Printed/Typed Name ANGEL CHANG		Signature <i>[Signature]</i>		Month 05		Day 17	
16. International Shipments <input type="checkbox"/> Import to U.S. <input type="checkbox"/> Export from U.S.		Port of entry/exit: Date leaving U.S.:		Year 11			
17. Transporter Acknowledgment of Receipt of Materials							
Transporter 1 Printed/Typed Name KRIS BARAN		Signature <i>[Signature]</i>		Month 05		Day 17	
Transporter 2 Printed/Typed Name:		Signature		Month		Day	
18. Discrepancy		Manifest Reference Number:		U.S. EPA ID Number			
18a. Discrepancy Indication Space: <input type="checkbox"/> Quantity <input type="checkbox"/> Type <input type="checkbox"/> Residue <input type="checkbox"/> Partial Rejection <input type="checkbox"/> Full Rejection							
18b. Alternate Facility (or Generator)							
Facility's Phone:							
18c. Signature of Alternate Facility (or Generator)				Month 05		Day 17	
				Year 11			
19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and recycling systems)							
1. 1		2. 2		3. 3		4. 4	
20. Designated Facility Owner or Operator: Certification of receipt of hazardous materials covered by the manifest except as noted in Item 18a							
Printed/Typed Name		Signature		Month 05		Day 17	
				Year 11			

DISPOSAL STANDARDS FOR NEW YORK STATE
REGULATED HAZARDOUS PCB WASTES

GENERATOR NAME: Con Edison

MANIFEST: 000262596 GBF PROFILE #: C01392

UNIQUE DRUM: _____ OUT OF SERVICE DATE: 05/10/2011

TYPE OF PCB WASTE: (check all that apply)

<input checked="" type="checkbox"/> soil	<input type="checkbox"/> debris	<input type="checkbox"/> oil	<input type="checkbox"/> aqueous	<input type="checkbox"/> large capacitors
<input type="checkbox"/> small capacitors	<input type="checkbox"/> light ballasts	<input type="checkbox"/> PCBs <50 ppm	<input checked="" type="checkbox"/> PCBs 50-500 ppm	<input type="checkbox"/> transformer
<input type="checkbox"/> PCBs >500 ppm				

The following New York State regulated and land restricted wastes are subject to 6 NYCRR Part 376. Refer to 6 NYCRR 376.4(f) for New York land disposal requirements. Check all that apply."

☐ B001 ☐ B002 ☐ B003 ☐ B004 ☐ B005 ☐ B006 ☒ B007

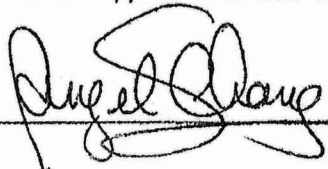
Certification – Waste Meets Treatment Standards

☒ I am the generator of the waste as identified above, that is restricted under 6 NYCRR Part 376. I have determined that this waste meets all applicable treatment standards set forth in 6 NYCRR 376 and, therefore, it can be land disposed without further treatment. Waste does not include solidified B002 material (liquid with PCBs 50-500 ppm)

I certify under penalty of law that I personally have examined and am familiar with the waste through analysis and testing or through knowledge of the waste to support this certification that waste complies with the treatment standards specified in Part 376, Section 376.4 and all applicable prohibitions set forth in subdivision 376.3 (b) of Part 376 or RCRA Section 3004(d). I believe that the information I submitted is true, accurate and complete. I am aware that there are significant penalties for submitting a false certification including the possibility of a fine or imprisonment.

Notification – Waste Does Not Meet Treatment Standards

☐ I am the generator of a waste restricted under 6 NYCRR Part 376 as identified above. I notify that I personally have examined and am familiar with the waste through analysis and testing or through knowledge of the waste to support this notification that the waste does not comply with the treatment standards specified in 6 NYCRR Part 376.4 (f). This waste must be treated to the applicable standard set forth in 6 NYCRR 376.4(f) prior to land disposal.

X GENERATOR'S SIGNATURE: 

TITLE: Sr. Scientist DATE: 05/17/2011

Faster Smarter Greener.

PAGE 1 of

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)

DATE/TIME OF SAMPLING 5-10-11

SAMPLER DM

NO. OF DRUMS/GALS YDS 20

NO. OF DRUMS SAMPLED 0

NO. OF DRUMS OVERPACKED 0

TOTAL NO. OF SAMPLES 1

SAMPLING CONDITIONS: TEMP 70 °F (IN/OUTDOORS)

WEATHER _____ INDOORS _____ OUTDOORS _____

DATE/TIME/INITIALS 5-10-11 Am
SAMPLES IN LAB _____
WORK COMPLETED 5/10/11 mc/nrc/jl
ENVL REVIEW 5/10/11 45 Az
OPERATIONS REVIEW _____
TRAILER# (AFTER QC) _____
DECAL # _____
COMMENTS/NOTES Good

LAB ANALYSIS
(CHECK ONE)

☐ OUTGOING STABILIZED
☐ OUTGOING LIQUIDS

☐ INCOMING DRUMS
☐ INCOMING BULK

☐ YARD
☐ OTHER:

□ TURNAROUND

SAMPLE IDENTIFICATION		SHIPPING NAME	WASTE TYPE	DRUM No. (s)	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR							
CON ED		NK	1127				98% DIRT 2% Rock debris									
P.F. TEST	FLASH PT. (° F)	IGN (Solids)	BTU/gal.	BTU/lb	% CL	CL SPOT TEST	TOX	SP. GR.	MISCIBILITY	pH	T.O.C. (ppm)	CHEMICAL	TOTAL SULFIDES (PPM RANGE)	Reactivity	Cyanide Test	PCB's (ppm)
Liquid									Solvent	Water		A-B-KD-S		Water Pos Neg		
Solid		C								7		Compatible	neg	neg	neg	38.9
Karl Fischer % Water	Oxidizer Spot Test	DOT Oxidizer Test	Organic Peroxide Spot Test	Liquefaction	Latex Test	Aluminum Test	Acidity (mg CaCO ₃ /L)	Cr+6 ppm Range	% Ash	BS & W after Centrifuging						
	POS	NEG		POS	FAIL	POS				TOP						
	Pos test	✓				✓										
VISUAL: 100% Solids										hold.						
VISUAL (after centrifuging):										Approval Code						
METALS: <input type="checkbox"/> RC <input type="checkbox"/> TOTAL <input type="checkbox"/> TOLP <input type="checkbox"/> VOL WEIGHTED AVG <input type="checkbox"/> Mg/L <input type="checkbox"/> Mg/Kg										Priced For:						
ANTIMONY	BERYLLIUM	COPPER	NICKEL	THALLIUM	LAB COMMENTS PCB 88.9 ppm As-1260											
ARSENIC	CADMIUM	LEAD	SELENIUM	ZINC												
BARIUM	CHROMIUM	MERCURY	SILVER													

Comments:

Doc, please send second sample to Lab

MAY 14 2011

LABORATORY ANALYSES



LSR NO. OPS-07
 DATE/TIME 5-10-11 2:00pm
 GENERATOR CENJ
 CUSTOMER# Box #130-20
 ADDRESS PCB only
 LOCATION PCB only
 TECH CONTRACT PCB only
 TECH REP:
 RETURN REPORT TO
 Check One: Typed Copy Required?
☒ YES ☐ NO

ANALYSES

5-10-11
10

☐ CENJ LAB ☐ CONTRACT LAB SPECIAL ANALYTICAL REQUESTS

CLIENT SAMPLE IDENTIFICATION	SHIPPING NAME WASTE TYPE	SAMPLING VISUAL & COMMENTS	LAB VISUAL
#130-20		Solid dirt rocks	100% Solids

PAINT FILTER TEST	FLASH POINT (°F)	IGN	BTU TOP/BOTTOM	%C / CI / SPOT / TOX	SPECIFIC GRAVITY	MISCIBILITY SOLVENT WATER	pH	T.O.C. (ppm)	OXIDIZER TEST	DOT OXIDIZER TEST	CHEMICAL COMPATIBILITY A-B-KD-S
LIQUID									POS LOW NEG HIGH NEG	POS NEG	
SOLID											

REACTIVITY WATER SULFIDE TEST	CYANIDE TEST	TOTAL SULFIDES	KARL FISCHER WATER (%)	B-S & W CENTRIFUGING	ORGANIC PEROXIDE SPOT TEST	LIQUEFACTION	LATEX TEST	ALUMINUM TEST	% ASH	PCB'S (ppm)
				TOP MIDDLE BOTTOM	POS NEG	POS NEG	PASS FAIL	POS NEG		228 ppm (Ar. 1260)

METALS	RCRA	TOTAL	TCLP	VOL WEIGHTED AVERAGE	Mg/L	Mg/Kg	LAB COMMENTS
ANTIMONY		CHROMIUM		SELENIUM			
ARSENIC		COPPER		SILVER			
BARIUM		LEAD		THALLIUM			
BERYLLIUM		MERCURY		ZINC			
CADMIUM		NICKEL					

DATE 5/11/11 TIME COMPLETED ANALYST NRC/mc/yh/Gy/PG (PRINT) (INITIAL) APPROVED BY

56298



Q.A./Q.C. REPORT#

Trailer/R.O.O./R.O.T./Tanker 78-20
MANIFEST NO. APV062388
GENERATOR CON ED
CUSTOMER# _____
TRANSPORTER APV
DRIVER _____
TRACTOR _____
DISPOSAL SITE _____
DATE/TIME ARRIVAL 5-10-11 133pm

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)
DATE/TIME OF SAMPLING 5-10-11
SAMPLER DM
NO. OF DRUMS/GALS YDS
NO. OF DRUMS SAMPLED 0
NO. OF DRUMS OVERPACKED 0
TOTAL NO. OF SAMPLES 1
SAMPLING CONDITIONS: TEMP 72 °F (IN/OUTDOORS)
WEATHER _____ INDOORS _____ OUTDOORS _____

PAGE 1 of

DATE/TIME/INITIALS 5-10-11 DM
SAMPLES IN LAB _____
WORK COMPLETED 5/10/11 inc/NAC/PC/AL/GY
ENVL REVIEW 5/10/11 3:42 PM
OPERATIONS REVIEW _____
TRAILER# (AFTER QC) _____
DECAL # _____
COMMENTS/NOTES _____

LAB ANALYSIS
(CHECK ONE)☐ OUTGOING STABILIZED
☐ OUTGOING LIQUIDS☐ INCOMING DRUMS
☐ INCOMING BULK☐ YARD
☐ OTHER: _____☐ TURNAROUND

SAMPLE IDENTIFICATION		SHIPPING NAME	WASTE TYPE	DRUM No. (s)	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR								
CON ED		NR 1027					DIRT, ROCK Debris										
P.F. TEST	FLASH P.T. (°F)	IGN (Solids)	BTU/gal	BTU/lb	% CL	OLD SPOT TEST	TOX	SP. GR.	MISCIBILITY	pH	T.O.C. (ppm)	CHEMICAL A-B-KD-S	TOTAL SULFIDES (PPM RANGE)	Water Pos. Neg.	REACTIVITY Sulfide Test	Cyanide Test	PCB's (ppm)
Liquid																	
Solid		C								7		Compatible					5.69
Karl Fisher % Water	Oxidizer Spot Test	DOT Oxidizer Test POS NEG	Organic Peroxide Spot Test	Liquefaction POS NEG	Latex Test PASS FAIL	Aluminum Test POS NEG	Acidity (mg CaCO ₃ /L)	Cr+6 ppm Range	% Ash	BS & W after Centrifuging TOP MID BTM							
VISUAL: 100% Solids										D Metal		Approval Code					
VISUAL (after centrifuging):										Priced For:							
METALS: <input type="checkbox"/> RC		<input type="checkbox"/> TOTAL		<input type="checkbox"/> TCLP		<input type="checkbox"/> VOL WEIGHTED AVG		<input type="checkbox"/> Mg/L		<input type="checkbox"/> Mg/Kg		LAB COMMENTS					
ANTIMONY		BERYLLIUM		COPPER		NICKEL		THALLIUM		PCB 5.69 ppm AT-1260							
ARSENIC		CADMIUM		LEAD		SELENIUM		ZINC									
BARIUM		CHROMIUM		MERCURY		SILVER											

Comments:

APPROVED

56 297

CLEAN EARTH
Faster. Smarter. Greener.

PAGE 1 of

1.A./Q.C. REPORT#

Trailer/R.O.O./R.O.T./Tanker 81-20
 MANIFEST NO. APV 062389
 GENERATOR CON ED
 CUSTOMER# _____
 TRANSPORTER APV
 RIVER _____
 FACTOR _____
 DISPOSAL SITE _____
 DATE/TIME ARRIVAL 5-10-11 141R

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)
 DATE/TIME OF SAMPLING 5-10-11
 SAMPLER DM
 NO. OF DRUMS/GAL. BY DS 20
 NO. OF DRUMS SAMPLED 0
 NO. OF DRUMS OVERPACKED 0
 TOTAL NO. OF SAMPLES 1
 SAMPLING CONDITIONS: TEMPERATURE 72 °F (IN/OUTDOORS)
 WEATHER _____ INDOORS _____ OUTDOORS _____

DATE/TIME/INITIALS 5-10-11 DM
 SAMPLES IN LAB _____
 WORK COMPLETED 5/10/11 mc/NRC/PC/WH/gy
 ENVL. REVIEW 7/10/11 2:42 pm
 OPERATIONS REVIEW _____
 TRAILER# (AFTER QC) _____
 DECAL # _____
 COMMENTS/NOTES _____

LAB ANALYSIS
(CHECK ONE)

☐ OUTGOING STABILIZED
☐ OUTGOING LIQUIDS

☐ INCOMING DRUMS
☐ INCOMING BULK

☐ YARD
☐ OTHER: _____

☐ TURNAROUND

SAMPLE IDENTIFICATION		SHIPPING NAME	WASTE TYPE	DRUM No. (s)	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR
CON ED		NTR 1027					DIRT, Rock debris		
P.F. TEST	FLASH PT. (°F)	IGN (Solids)	BTU/gal.	BTU/lb	% CL	CL SPOT TEST	TOX	SP. GR.	MISCIBILITY
Liquid									
Solid		C				neg			
Karl Fischer % Water	Oxidizer Spot Test	DOT Oxidizer Test	Organic Peroxide Spot Test	Liquefaction	Latex Test	Aluminum Test	Acidity (mg CaCO ₃ /L)	Gravimetric Range	% Ash
	P-05 low	POS	NEG	POS	NEG	POS	NEG		
VISUAL: 100% Solids									Approval Code
VISUAL (after centrifuging):									Priced For:
METALS: <input type="checkbox"/> RC <input type="checkbox"/> TOTAL <input type="checkbox"/> TCLP <input type="checkbox"/> VOL WEIGHTED AVG <input type="checkbox"/> Mg/L <input type="checkbox"/> Mg/Kg									LAB COMMENTS
ANTIMONY	BERYLLIUM	COPPER	NICKEL	THALLIUM	PCB 6.71 ppb Ar/26				
ARSENIC	CADMIUM	LEAD	SELENIUM	ZINC					
BARIUM	CHROMIUM	MERCURY	SILVER						

Comments:

APPROVED

A

56297



CLEAN EARTH

Paster, Smarter, Greener.

OFF-3-20

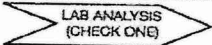
Q.A./Q.C. REPORT#

Trailer/R.O.O./P.O.T./Tanker 99-20
 MANIFEST NO. APN 06 2385
 GENERATOR CON EDISON
 CUSTOMER# _____
 TRANSPORTER APN
 DRIVER _____
 TRACTOR _____
 DISPOSAL SITE _____
 DATE/TIME ARRIVAL 5-10-11 1232 PM

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)
 DATE/TIME OF SAMPLING 5-10-11
 SAMPLER DM
 NO. OF DRUMS/GAL \$YDS 2
 NO. OF DRUMS SAMPLED 0
 NO. OF DRUMS OVERPACKED 0
 TOTAL NO. OF SAMPLES 1
 SAMPLING CONDITIONS: TEMP 72 °F (IN/OUTDOORS)
 WEATHER _____ INDOORS _____ OUTDOORS _____

PAGE 1 of

DATE/TIME/INITIALS 5-10-11 DM
 SAMPLES IN LAB _____
 WORK COMPLETED 5/10/11 1:20 MC/MRC/PG/S
 ENVL REVIEW 5/10/11 PG/S
 OPERATIONS REVIEW _____
 TRAILER# (AFTER QC) _____
 DECAL # _____
 COMMENTS/NOTES _____


 LAB ANALYSIS
 (CHECK ONE)

☐ OUTGOING STABILIZED
☐ OUTGOING LIQUIDS

☐ INCOMING DRUMS
☐ INCOMING BULK

☐ YARD
☐ OTHER: _____
☐ TURNAROUND

SAMPLE IDENTIFICATION		SHIPPING NAME	WASTE TYPE	DRUM No.(s)	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR
CON ED		NR 1027					DIOT, smrd, Rock Debris		
P.F. TEST	FLASH PT. (°F)	IGN (Solids)	BTU/gal	BTU/lb	% CL	CL SPOT TEST	TOX	SR. GR.	MISCIBILITY
Liquid								Solvent	Water
									pH
									T.O.C. (ppm)
									CHEMICAL A - B - KD - S
									TOTAL SULFIDES (PPM RANGE)
									Water Pos / Neg
									Reactivity Buildup Test
									Cyanide Test
									PCB's (ppm)
Karl Fischer % Water	Oxidizer Spot Test	DOT Oxidizer Test POS	NEG	Organic Peroxide Spot Test	Liquefaction POS	NEG	Latex Test PASS	FAIL	Aluminum Test POS
									NEG
									Acidity (mg CaCO ₃ /L)
									Cr+6 ppm Range
									% Ash
									BS & W after Centrifuging
									TOP
									MID
									BTM
VISUAL: 100% Solids									
VISUAL (after centrifuging):									
METALS: <input type="checkbox"/> RC <input type="checkbox"/> TOTAL <input type="checkbox"/> TCLP <input type="checkbox"/> VOL WEIGHTED AVG <input type="checkbox"/> Mg/L <input type="checkbox"/> Mg/Kg									
ANTIMONY	BERYLLIUM	COPPER	NICKEL	THALLIUM					
ARSENIC	CADMIUM	LEAD	SELENIUM	ZINC					
BARIUM	CHROMIUM	MERCURY	SILVER						
Comments:									

APPROVED



* PCB 4.81 ppm
 As Ar: 1260

CLEAN EARTH
Foster Smelter Greener.

Q.A./Q.C. REPORT#

Trailer/R.O.O./R.O.T./Tanker 116-20
MANIFEST NO. APV 062387
GENERATOR CON EDISON
CUSTOMER# _____
TRANSPORTER APV
DRIVER _____
TRACTOR _____
DISPOSAL SITE _____
DATE/TIME ARRIVAL 5-10-11 230pm

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)
DATE/TIME OF SAMPLING 5-10-11
SAMPLER DM
NO. OF DRUMS/GALS/YDS 20
NO. OF DRUMS SAMPLED 0
NO. OF DRUMS OVERPACKED 2
TOTAL NO. OF SAMPLES 1
SAMPLING CONDITIONS: TEMP 72 °F (IN/OUTDOORS)
WEATHER _____ INDOORS _____ OUTDOORS _____

PAGE 1 of _____

DATE/TIME/INITIALS 5-10-11 230pm
SAMPLES IN LAB DM
WORK COMPLETED 5/10/11 MCNRC/ALK
ENVL. REVIEW 5/10/11
OPERATIONS REVIEW _____
TRAILER# (AFTER QC) _____
DECAL # _____
COMMENTS/NOTES _____

LAB ANALYSIS
(CHECK ONE)

☐ OUTGOING STABILIZED
☐ OUTGOING LIQUIDS

☐ INCOMING DRUMS
☐ INCOMING BULK

☐ YARD
☐ TURNAROUND
☐ OTHER: _____

SAMPLE IDENTIFICATION		SHIPPING NAME	WASTE TYPE	DRUM No.'s	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR
CON ED		NR 1027					DIAT, Rock Debris		
P.F. TEST	FLASH PT. (°F)	IGN (Solids)	BTU/gal.	BTU/lb	% C	CL SPOT TEST	TOX	SP. GR.	MISCIBILITY
Liquid								Solvent	Water
(Solid)								pH	T.O.C. (ppm)
									CHEMICAL A - B - KD - S
									TOTAL SULFIDES (PPM RANGE)
									Water Pos Neg
									REACTIVITY Sulfide Test
									Cyanide Test
									PCB's (ppm)
Karl Fischer % Water	Oxidizer Spot Test	DOT Oxidizer Test	Organic Peroxide Spot Test	Liquefaction	Latex Test	Aluminum Test	Acidity (mg CaCO ₃ /L)	Cr+6 ppm Range	% Ash
		POS NEG		POS NEG	PASS FAIL	POS NEG			
									SS & W after Centrifuging
									TOP MID BTM
VISUAL: 100% Solids									
VISUAL (after centrifuging):									
Priced For: <u>D metal</u>									
Approval Code: <u>6019</u>									
METALS: <input type="checkbox"/> RC <input type="checkbox"/> TOTAL <input type="checkbox"/> TCLP <input type="checkbox"/> VOL WEIGHTED AVG <input type="checkbox"/> Mg/L <input type="checkbox"/> Mg/Kg									
ANTIMONY	BERYLLIUM	COPPER	NICKEL	THALLIUM					
ARSENIC	CADMIUM	LEAD	SELENIUM	ZINC					
BARIUM	CHROMIUM	MERCURY	SILVER						

LAB COMMENTS
PCB 0.79 ppm hr. 126

Comments:

APPROVED

56 993



Foster, Smartec, Greener.

Q.A./Q.C. REPORT#

Trailer/R.O.O./R.O.T./Tanker 152-20
 MANIFEST NO. ADY 062386
 GENERATOR LOW EMISSION
 CUSTOMER# _____
 TRANSPORTER APV
 DRIVER _____
 TRACTOR _____
 DISPOSAL SITE _____
 DATE/TIME ARRIVAL 5-10-11 11:27 AM

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)
 DATE/TIME OF SAMPLING 5-10-11
 SAMPLER DM
 NO. OF DRUMS/GALS/DS 20
 NO. OF DRUMS SAMPLED 0
 NO. OF DRUMS OVERPACKED 0
 TOTAL NO. OF SAMPLES 1
 SAMPLING CONDITIONS: TEMP 72 °F (IN/OUTDOORS)
 WEATHER _____ INDOORS _____ OUTDOORS _____

PAGE 1 of

DATE/TIME/INITIALS 5-10-11 DM
 SAMPLES IN LAB DM
 WORK COMPLETED 5/10/11 NRC/DM/PC/PL/AY
 ENVL REVIEW 5/10/11 1:02 PM
 OPERATIONS REVIEW _____
 TRAILER# (AFTER QC) _____
 DECAL # _____
 COMMENTS/NOTES _____

LAB ANALYSIS
(CHECK ONE)
☐ OUTGOING STABILIZED
☐ OUTGOING LIQUIDS

☐ INCOMING DRUMS
☐ INCOMING BULK

☐ YARD
☐ OTHER: _____
☐ TURNAROUND

SAMPLE IDENTIFICATION		SHIPPING NAME	WASTE TYPE	DRUM No. (s)	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR
CON ED		N 2	1027				DIRT, SAND, Rock Debris		
PF TEST	FLASH PT. (°F)	IGN (Solids)	BTU/gal.	BTU/lb	% CL	CL SPOT TEST	TOX	SP. GR.	MISCIBILITY
Liquid									
Solid		C				neg			
Karl Fischer % Water	Oxidizer Spot Test	DOT Oxidizer Test	Organic Peroxide Spot Test	Liquofaction	Latex Test	Aluminum Test	Acidity (mg CaCO ₃ /L)	Cr+6 ppm Range	% Ash
	pos low	✓		POS	NEG	POS	NEG		
VISUAL: 100%		Solids						1.88	
VISUAL (after centrifuging):								1.88	
METALS: <input type="checkbox"/> RC <input type="checkbox"/> TOTAL <input type="checkbox"/> TOLP <input type="checkbox"/> VOL WEIGHTED AVG								Priced For:	
ANTIMONY	BERYLLIUM	COPPER	NICKEL	THALLIUM					
ARSENIC	CADMIUM	LEAD	SELENIUM	ZINC					
BARIUM	CHROMIUM	MERCURY	SILVER						

Comments:

APPROVED BY: _____
 DATE: 5-10-11
 S.

LABORATORY ANALYSES



LSR NO. <u>OPS-08</u>	ANALYSES <u>5-10-11</u>
DATE/TIME <u>5-10-11 2:00 PM</u>	
GENERATOR <u>CBNG</u>	
CUSTOMER# <u>Box #152-20</u>	
CUSTOMER <u>PCB only</u>	
ADDRESS	
LOCATION	
TECH CONTRACT	
TECH REP:	
RETURN REPORT TO	
Check One: Typed Copy Required?	
<input type="checkbox"/> YES <input type="checkbox"/> NO	

☐ CENJ LAB ☐ CONTRACT LAB

SPECIAL ANALYTICAL REQUESTS

CLIENT/SAMPLE IDENTIFICATION	SHIPPING NAME WASTE TYPE	SAMPLING VISUAL & COMMENTS	LAB VISUAL
<u>152-20</u>		<u>Solid Direct Rocks</u>	<u>100% Solids</u>

PAINT/FILTER TEST	FLASH POINT (°F)	IGN	BTU TOP/BOTTOM	%C	CI SPOT/TOX	SPECIFIC GRAVITY	MISCIBILITY		pH	T.O.C. (ppm)	OXIDIZER TEST	DOT OXIDIZER TEST	CHEMICAL COMPATIBILITY A-B-KD-S
							SOLVENT	WATER					
LIQUID													
<u>SOLID</u>											POS LOW NEG HIGH NEG	POS NEG	

REACTIVITY			TOTAL SULFIDES	KARL FISCHER WATER (%)	B.S. & W. CENTRIFUGING	ORGANIC PEROXIDE SPOT TEST	LIQUEFACTION	LATEX TEST	ALUMINUM TEST	% ASH	PCB'S (ppm)
WATER	SULFIDE TEST	CYANIDE TEST									
					TOP MIDDLE BOTTOM	POS NEG	POS NEG	PASS FAIL	POS NEG		<u>15.90</u> <u>Ar. 1260</u>

<input type="checkbox"/> METALS <input type="checkbox"/> RCRA <input type="checkbox"/> TOTAL <input type="checkbox"/> TCLP <input type="checkbox"/> VOL WEIGHTED AVERAGE <input type="checkbox"/> Mg/L <input type="checkbox"/> Mg/Kg											
ANTIMONY	CHROMIUM	SELENIUM	LAB COMMENTS								
ARSENIC	COPPER	SILVER									
BARIUM	LEAD	THALLIUM									
BERYLLIUM	MERCURY	ZINC									
CADMIUM	NICKEL										

DATE <u>5/11/11</u>	TIME	COMPLETED	ANALYST <u>NRC/mc</u>	(PRINT) <u>24/94/15</u>	(INITIAL)	APPROVED BY
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Page 1 of 1

11-01587

3/04/2011

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01587-001
Incident Number:
Chain of Custody ID: GG17463

Date Approved: 3/04/2011
Date Received: 2/28/2011
Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO
Job Site: VAN NEST YARD
Email To: COLLAZOK@coned.com|EA-ChemLabReports|BQCHEMLABRESULTS@coned.com
Cc To: BELLOWSB@coned.com|

DELAHOZE@coned.com|

NOTE: The Submitter shall post and/or provide these results to all employees working with or in the vicinity of this substance. This report shall not be reproduced, except in full, without the written consent of EH&S.
Test results are representative only of submitted samples.

Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011
QC ID: GC02-3/3/2011 12:56:54 PM

PCB THREE AROCLOR

TEST DESCRIPTION	RESULT	UNIT	METHOD
Aroclor 1242	< 1.0	ppm	EPA 608/8082
Aroclor 1254	< 1.0	ppm	EPA 608/8082
Aroclor 1260	< 1.0	ppm	EPA 608/8082

ppm = mg/L = mg/Kg
ppb = ug/L = ug/Kg
ppt = ng/L = ng/Kg
--End of Report--

Approval Status: APPROVED
Approved By: Shakirat K Ameen
Title: Specialist
Results at: <http://ilims>

0

11-01587

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01588-001
Incident Number:
Chain of Custody ID: GG17463

Date Approved: 3/07/2011
Date Received: 2/28/2011
Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO
Job Site: VAN NEST YARD
Email To: COLLAZOK@coned.com|EA-ChemLabReports|BQCHEMLABRESULTS@coned.com
Cc To: BELLOWSB@coned.com|

DELAHOZE@coned.com|

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Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011 By: 01714

(TCLP) Full VOC Analysis by EPA 624/8260B/1311

TEST DESCRIPTION	REGULATORY LIMIT mg/L	RESULT	UNIT	METHOD
1,1-Dichloroethene		< 0.010	mg/L	SW1311/8260
1,2-Dichloroethane		< 0.010	mg/L	SW1311/8260
1,4-Dichlorobenzene		< 0.010	mg/L	SW1311/8260
2-Butanone		< 0.010	mg/L	SW1311/8260
Benzene		< 0.010	mg/L	SW1311/8260
Carbon Tetrachloride		< 0.010	mg/L	SW1311/8260
Chlorobenzene		< 0.010	mg/L	SW1311/8260
Chloroform		< 0.010	mg/L	SW1311/8260
Tetrachloroethene		< 0.010	mg/L	SW1311/8260
Trichloroethene		< 0.010	mg/L	SW1311/8260
Vinyl chloride		< 0.010	mg/L	SW1311/8260

Analyzed by: H2M LABS, INC.

ppm = mg/L = mg/Kg
ppb = ug/L = ug/Kg
ppt = ng/L = ng/Kg

Approval Status: APPROVED
Approved By: James P. Hendricks
Title: Project Specialist

11-01588

Page 2 of 5

3/07/2011

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01588-002
Incident Number:
Chain of Custody ID: GGI7463

Date Approved: 3/07/2011
Date Received: 2/28/2011
Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO
Job Site: VAN NEST YARD
Email To: COLLAZOK@coned.com | EA-ChemLabReports | BQCHEMLABRESULTS@coned.com
Cc To: BELLOWSB@coned.com |
DELAHOZE@coned.com |

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Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011 By: 01714

(TCLP) Full SVOC Analysis by EPA 625/8270C/1311

TEST DESCRIPTION	REGULATORY LIMIT mg/L	RESULT	UNIT	METHOD
o-Cresol		< 0.0100	mg/L	SW1311/8270
m,p-Cresol		< 0.0100	mg/L	SW1311/8270
Hexachloroethane		< 0.0100	mg/L	SW1311/8270
Nitrobenzene		< 0.0100	mg/L	SW1311/8270
Hexachlorobutadiene		< 0.0100	mg/L	SW1311/8270
2,4,6-Trichlorophenol		< 0.0100	mg/L	SW1311/8270
2,4,5-Trichlorophenol		< 0.0250	mg/L	SW1311/8270
Hexachlorobenzene		< 0.0100	mg/L	SW1311/8270
Pentachlorophenol		< 0.0250	mg/L	SW1311/8270
1,4-Dichlorobenzene		< 0.0100	mg/L	SW1311/8270
Pyridine		< 0.0100	mg/L	SW1311/8270

Analyzed by: H2M LABS, INC.

11-01588

ppm = mg/L = mg/Kg
ppb = ug/L = ug/Kg
ppt = ng/L = ng/Kg

Approval Status: APPROVED
Approved By: James P. Hendricks
Title: Project Specialist

Page 3 of 5

3/07/2011

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01588-003
Incident Number:
Chain of Custody ID: GG17463

Date Approved: 3/07/2011
Date Received: 2/28/2011
Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO
Job Site: VAN NEST YARD
Email To: COLLAZOK@coned.com|EA-ChemLabReports|BQCHEMLABRESULTS@coned.com
Cc To: BELLOWSB@coned.com|
DELAHOZE@coned.com|

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Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011 By: 01714

(TCLP) RCRA Metals by EPA 200.7/200 Series/6010B/7000 Series

TEST DESCRIPTION	REGULATORY LIMIT mg/L	RESULT	UNIT	METHOD
Arsenic as As	5.00	< 1.00	mg/L	SW1311/6010
Barium as Ba	100.0	< 10.0	mg/L	SW1311/6010
Cadmium as Cd	1.00	< 0.100	mg/L	SW1311/6010
Chromium as Cr	5.00	< 1.00	mg/L	SW1311/6010
Lead as Pb	5.00	< 1.00	mg/L	SW1311/6010
Mercury as Hg	0.20	< 0.000200	mg/L	SW1311/7470
Selenium as Se	1.00	< 0.100	mg/L	SW1311/6010
Silver as Ag	5.00	< 1.00	mg/L	SW1311/6010

11-01588

Analyzed by: H2M LABS, INC.

ppm = mg/L = mg/Kg
ppb = ug/L = ug/Kg
ppt = ng/L = ng/Kg

Approval Status: APPROVED
Approved By: James P. Hendricks
Title: Project Specialist

Page 4 of 5

3/07/2011

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01588-004
Incident Number:
Chain of Custody ID: GG17463

Date Approved: 3/07/2011
Date Received: 2/28/2011
Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO
Job Site: VAN NEST YARD
Email To: COLLAZOK@coned.com|EA-ChemLabReports|BQCHEMLABRESULTS@coned.com
Cc To: BELLOWSB@coned.com|
DELAHOZE@coned.com|

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Test results are representative only of submitted samples.

Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011 By: 01714

TPH - Dielectric/Diesel Fluid Range Organics Analysis by EPA 8100 (Modified)

TEST DESCRIPTION	RESULT	UNIT	METHOD
Dichevrol Fluid 100 Cable Oil	< 7.4	mg/Kg	SW8100M
Dichevrol Fluid 500 Cable Oil	< 7.4	mg/Kg	SW8100M
Silicone Base Transformer Oil	< 7.4	mg/Kg	SW8100M
High Visc. Polybutene Cable Oil	< 7.4	mg/Kg	SW8100M
Low Visc. Polybutene Cable Oil	< 7.4	mg/Kg	SW8100M
Sun #4 Cable Oil	< 7.4	mg/Kg	SW8100M
Sun #6 Cable Oil	< 7.4	mg/Kg	SW8100M
Sun #8 II Base Transformer Oil	< 7.4	mg/Kg	SW8100M
Petroleum Base Transformer Oil	< 7.4	mg/Kg	SW8100M
Gasoline	< 7.4	mg/Kg	SW8100M
Lubricating oils	< 7.4	mg/Kg	SW8100M

	11-01588		
Kerosene	< 7.4	mg/Kg	SW8100M
#4 Fuel Oil	< 7.4	mg/Kg	SW8100M
#6 Fuel Oil	< 7.4	mg/Kg	SW8100M
Univolt 60 Transformer Oil	< 7.4	mg/Kg	SW8100M
Diesel Fuel Oil	< 7.4	mg/Kg	SW8100M
Motor Oil	< 7.4	mg/Kg	SW8100M
JP4 (Aviation Fuel)	< 7.4	mg/Kg	SW8100M
Dielectric Fluid 100 Oil	< 7.4	mg/Kg	SW8100M
Feeder 38m06 Oil	< 7.4	mg/Kg	SW8100M
Feeder 37377 Oil	< 7.4	mg/Kg	SW8100M
Feeder 38R51 Oil	< 7.4	mg/Kg	SW8100M
Feeder 38R52 Oil	< 7.4	mg/Kg	SW8100M
Feeder E10(Pool) Oil	< 7.4	mg/Kg	SW8100M
Feeder 51 Oil	< 7.4	mg/Kg	SW8100M
Feeder 55 Oil	< 7.4	mg/Kg	SW8100M
Feeder Transformer Oil	< 7.4	mg/Kg	SW8100M
#2 Fuel Oil	< 7.4	mg/Kg	SW8100M
% Moisture	9.4	wt%	D2216
Page 5 of 5			

3/07/2011

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01588-004...Continued

Date Approved: 3/07/2011

Incident Number:

Date Received: 2/28/2011

Chain of Custody ID: GGI7463

Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO

Job Site: VAN NEST YARD

Email To: COLLAZOK@coned.com | EA-ChemLabReports | BQCHEMLABRESULTS@coned.com

CC To: BELLOWSB@coned.com |

DELAHOZE@coned.com |

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Test results are representative only of submitted samples.

Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011 By: 01714

TPH - Dielectric/Diesel Fluid Range Organics Analysis by EPA 8100 (Modified)

TEST DESCRIPTION	RESULT	UNIT	METHOD
TPH (Total Petroleum Hydrocarbons)	64	mg/Kg	SW8100M

TPH: NO MATCH WITH TARGETED SUBSTANCES. ELUTES WITHIN THE RANGE OF FOR E10(Pool)/FOR 37377/SUN 6 CABLE OIL.

11-01588

Analyzed by: H2M LABS, INC.

ppm = mg/L = mg/Kg
ppb = ug/L = ug/Kg
ppt = ng/L = ng/Kg
--End of Report--

Approval Status: APPROVED
Approved By: James P. Hendricks
Title: Project Specialist
Results at: <http://ilims>

Bellows, Brian

From: Collazo, Kenneth
Sent: Thursday, May 12, 2011 6:29 AM
To: Bellows, Brian; McGrath, Nancy
Cc: Floryshak, Joseph; Walsh, Michael M.
Subject: PCB found in soil at Van Nest

Houston, we have a problem. Please read below. According Glen Burke of Allstate, the soil from the Server Farm excavation is contaminated. I was hoping one of you could be with me when I call him this morning. Please advise.

-----Original Message-----

From: gburke@aspvac.com [mailto:gburke@aspvac.com]
Sent: Thursday, May 12, 2011 6:04 AM
To: Collazo, Kenneth; sburke@aspvac.com; dmiller@aspvac.com
Subject: Re: Submitter: KENNETH COLLAZO LSN 11-01587

Ken

It is very important that you call me about the Van Ness boxes. They were sampled at the disposal facility and came back very high for PCB's (over 100ppm). I will call you first thing in the morning or you can call me at 917 217 8541. I

Glenn Burke

-----Original Message-----

To: Collazo, Kenneth
To: sburke@aspvac.com
Subject: Re: Submitter: KENNETH COLLAZO LSN 11-01587
Sent: May 5, 2011 7:22 AM

Ken

I got called today for the Van ness job. I need information out of you. Can you call me at 917 217 8541?

Glenn Burke

-----Original Message-----

From: Collazo, Kenneth
To: General Manager G BURKE
Subject: FW: Submitter: KENNETH COLLAZO LSN 11-01587
Sent: Apr 29, 2011 8:40 AM

FYI

From: Ameen, Shakirat K
Sent: Friday, March 04, 2011 9:58 AM
To: Collazo, Kenneth; EA - Chem Lab Reports; dl - BQChemlabresults
Cc: Bellows, Brian; Delahoz, Eddy
Subject: Submitter: KENNETH COLLAZO LSN 11-01587

<<11-01587.txt>>

Sent from my BlackBerry® smartphone with Nextel Direct Connect



Randolph S. Price
Vice President
Environment, Health & Safety

May 23, 2011

Ms. Ann Finnegan
US Environmental Protection Agency
Toxic Substances Section
Raritan Depot
2890 Woodbridge Avenue
Edison, NJ 08837-3679

Reference: Con Edison – Van Nest
Un-manifested PCB Waste Shipment Notification

Dear Ms. Finnegan,

This letter responds to the questions you posed and the documents you requested during your May 16, 2011 telephone conversation with Con Edison's Tom Teeling. Based on initial sampling results, a rolloff (#130-20) of excavated soil from Con Edison Van Nest facility was transported as non-PCB waste using a non-hazardous waste manifest to Clean Earth of North Jersey, located at 105 Jacobus Avenue, South Kearny, NJ, 07032 (EPA TSCA ID Number: NJD991291105). Based on subsequent sampling at Clean Earth indicating the presence of ≥ 50 ppm (88.9 AND 228 ppm) PCBs in soil for that rolloff, a hazardous waste manifest was prepared and the rolloff was shipped to CWM Chemical Services, Inc. in Model City, NY. We actually shipped a total of 6 rolloffs to Clean Earth of North Jersey. All rolloffs were tested and only one rolloff (#130-20) contained ≥ 50 ppm PCBs, the other 5 rolloffs were all found to contain < 50 ppm PCBs.

This event was self reported to USEPA and NYSDEC on May 13, 2011.

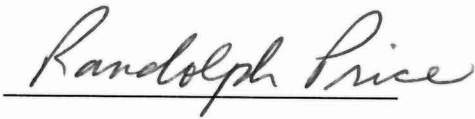
The documents attached are:

1. A copy of the initial non-hazardous waste manifest for the referenced waste shipment. The original shipment date was May 10, 2011
2. A copy of the PCB analytical results for rolloff #130-20 as well as the results for the additional 5 rolloffs sent to Clean Earth of North Jersey (Initial and subsequent sample results).
3. A copy of the Hazardous Waste Manifest used to ship rolloff containing the PCB soils to CWM Chemical Services, Inc., Model City, NY, for ultimate disposal
4. The date on which Clean Earth initially notified Con Edison of the PCB > 50 ppm was by email on May 12, 2011. A copy of the notification email is attached
5. The source of the contamination in the soils: We have no knowledge of any historic PCB usage or spills related to Con Edison equipment or activities in the area that was excavated. We reviewed historic photographs of the facility, and it appears blacktopping of the area predates 1985.

Con Edison will coordinate with EPA and DEC on the PCB cleanup of the excavation area associated with the finding of ≥ 50 ppm PCBs in the waste soil. Accordingly, we have initiated contact with James Haklar of your office, with whom we have worked on a remediation project at another Con Edison site. Con Edison would like to expedite this cleanup so that we can proceed with our planned construction project within the footprint of the excavation.

Please contact Tom Teeling at (212) 460-3770 or Bahi Elmiry at (212) 460-2278 if you have any questions or need any additional information.

Very Truly Yours,

A handwritten signature in cursive script that reads "Randolph Price". The signature is written in dark ink and is positioned above a horizontal line.

Randolph S. Price

Cc: J. Haklar, USEPA
E. Robbins, NYSDEC, Albany
P. John, NYSDEC, Region 2
H. Hussein, NYSDEC, Region 2

Straight Bill of Lading/ Nonhazardous Waste Manifest

Please type or print		1. Generator EPA ID # (if applicable) Not Applicable	2. Page 1 of 1	3. Emergency Response # 800-876-9699	4. Document Tracking Number APV 062347	
Generator	5. Generator Name and Mailing Address Consolidated Edison of NY 31-01 20th Avenue, Bldg 136 Astoria NY 11105 Generator Phone: (718) 204-4151			Generator's Site Address (if different) 1640 White Plains Rd Bronx NY APV Job Number: 02-02060		
	6. Transporter 1 Company Name Allstate Power Vac, Inc.			US EPA ID Number (if applicable) NJD003812047		
	7. Transporter 2 Company Name			US EPA ID Number (if applicable)		
	8. Designated Facility Name and Mailing Address Clean Earth of North Jersey 105 Jacobus Avenue South Kearny NJ 07032 Designated Facility Phone: (973) 344-4004			US EPA ID Number (if applicable) NJD991291105		
Generator	9a. HM	9b. Material Description (Proper shipping name required if DOT Hazardous Material) Nonregulated Material (City Debris) Non DOT/ Non RCRA ID27	10. Containers No.	Type	11. Total Quantity	12. Unit (Wt/Vol)
			0 0 1	CM	x x x 2 0	Y
14. Special Handling Instructions and Additional Information 90.1 Oil Contaminated Debris 95-100, Soil <5 PCBs (Non TSCA) <50 ppm <div style="text-align: right;">Approval # 03D-Bulk/ 073080019</div> <div style="text-align: center;">Decal 01920 Truck # 2045 Plak AJ32A Box 130-20 10797</div>						
15. Generator/Officer's Certification: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name and are classified, packaged, marked and labeled/placarded and are in all respects in proper condition for transport according to applicable international and national governmental regulations.						
Transporter	17. Transporter 1 Acknowledgement of Receipt of Materials Printed/ Typed Name: Michael Walsh Cor Ed 88681 Signature: <i>M Walsh</i> Month: 5 Day: 10 Year: 11					
	18. Transporter 2 Acknowledgement of Receipt of Materials Printed/ Typed Name: David Korzenski Signature: <i>Dan Korzenski</i> Month: 5 Day: 10 Year: 11					
	19. Discrepancy Indication Space (to be completed by Designated Facility)					
	20. Designated Facility: Certification of receipt of the materials covered by this shipping paper except as noted in Item 19 Printed/ Typed Name: _____ Signature: _____ Month: _____ Day: _____ Year: _____					

APV Job# 02-02060

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator ID Number NYD0000706234	2. Page 1 of 1	3. Emergency Response Phone 800-875-6699	4. Manifest Tracking Number 000262596 GBF	
5. Generator's Name and Mailing Address Consolidated Edison of NY 31-01 20th Avenue, Bldg 136 Astoria NY 11105		Generator's Site Address (if different than mailing address) 1640 WHITE PLAINS ROAD BRONX, NY				
Generator's Phone: 718 204-4151						
6. Transporter 1 Company Name Allstate Power Van, Inc.		U.S. EPA ID Number NYD0000012047				
7. Transporter 2 Company Name		U.S. EPA ID Number				
8. Designated Facility Name and Site Address CWM Chemical Services, LLC 1850 Balmer Road Model City NY 14107		U.S. EPA ID Number NYD040836679				
Facility's Phone: (716) 764-8231						
9a. HM	9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, and Packing Group (if any))	10. Containers No. Type		11. Total Quantity	12. Unit Wt./Vol.	13. Waste Codes
X	1. RQ Polychlorinated Biphenyls Solid Mixture 9, UN3432, III	001	CM	940	K	B007 L
	2.					
	3.					
	4.					
14. Special Handling Instructions and Additional Information a. 99-100% Sol; <1% Debris, 1-1% PCB Contaminated Spent Oil ; Approval: OTD-Bulk / CO1302 / ERGP 171 b. Out of Service Date: 5/10/2011 Job #: 02 30 PC 15 REPAIRS APV 062347						
15. GENERATOR'S/OFFEROR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked and labeled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations. If export shipment and I am the Primary Exporter, I certify that the contents of this consignment conform to the terms of the attached EPA Acknowledgment of Consent. I certify that the waste minimization statement identified in 40 CFR 262.27(a) (if I am a large quantity generator) or (b) (if I am a small quantity generator) is true.						
Generator's/Offeror's Printed/Typed Name ANGEL CHANG		Signature <i>[Signature]</i>		Month Day Year 05 17 11		
16. International Shipments <input type="checkbox"/> Import to U.S. <input type="checkbox"/> Export from U.S. Port of entry/exit: _____ Date leaving U.S.: _____						
17. Transporter Acknowledgment of Receipt of Materials Transporter 1 Printed/Typed Name KRIS BAHAN Signature <i>[Signature]</i> Month Day Year 05 17 11 Transporter 2 Printed/Typed Name _____ Signature _____ Month Day Year _____						
18. Discrepancy 18a. Discrepancy Indication Space <input type="checkbox"/> Quantity <input type="checkbox"/> Type <input type="checkbox"/> Residue <input type="checkbox"/> Partial Rejection <input type="checkbox"/> Full Rejection Manifest Reference Number: _____						
18b. Alternate Facility (or Generator) U.S. EPA ID Number _____ Facility's Phone: _____						
18c. Signature of Alternate Facility (or Generator) _____ Month Day Year _____						
19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and recycling systems) 1. _____ 2. _____ 3. _____ 4. _____						
20. Designated Facility Owner or Operator: Certification of receipt of hazardous materials covered by the manifest except as noted in item 18a Printed/Typed Name _____ Signature _____ Month Day Year _____						

DISPOSAL STANDARDS FOR NEW YORK STATE
REGULATED HAZARDOUS PCB WASTES

GENERATOR NAME: Con Edison

MANIFEST: 000262596 GBF PROFILE #: C01392

UNIQUE DRUM: _____ OUT OF SERVICE DATE: 05/10/2011

TYPE OF PCB WASTE: (check all that apply)

<input checked="" type="checkbox"/> soil	<input type="checkbox"/> debris	<input type="checkbox"/> oil	<input type="checkbox"/> aqueous	<input type="checkbox"/> large capacitors
<input type="checkbox"/> small capacitors	<input type="checkbox"/> light ballasts	<input checked="" type="checkbox"/> PCBs 50-500 ppm	<input type="checkbox"/> PCBs >500 ppm	<input type="checkbox"/> transformer
<input type="checkbox"/> PCBs <50 ppm				

The following New York State regulated and land restricted wastes are subject to 6 NYCRR Part 376. Refer to 6 NYCRR 376.4(f) for New York land disposal requirements. Check all that apply:"

☐ B001 ☐ B002 ☐ B003 ☐ B004 ☐ B005 ☐ B006 ☒ B007

Certification – Waste Meets Treatment Standards

☒ I am the generator of the waste as identified above, that is restricted under 6 NYCRR Part 376. I have determined that this waste meets all applicable treatment standards set forth in 6 NYCRR 376 and, therefore, it can be land disposed without further treatment. Waste does not include solidified B002 material (liquid with PCBs 50-500 ppm)

I certify under penalty of law that I personally have examined and am familiar with the waste through analysis and testing or through knowledge of the waste to support this certification that waste complies with the treatment standards specified in Part 376, Section 376.4 and all applicable prohibitions set forth in subdivision 376.3 (b) of Part 376 or RCRA Section 3004(d). I believe that the information I submitted is true, accurate and complete. I am aware that there are significant penalties for submitting a false certification including the possibility of a fine or imprisonment.

Notification – Waste Does Not Meet Treatment Standards

☐ I am the generator of a waste restricted under 6 NYCRR Part 376 as identified above. I notify that I personally have examined and am familiar with the waste through analysis and testing or through knowledge of the waste to support this notification that the waste does not comply with the treatment standards specified in 6 NYCRR Part 376.4 (f). This waste must be treated to the applicable standard set forth in 6 NYCRR 376.4(f) prior to land disposal.

X GENERATOR'S SIGNATURE: 

TITLE: Sr. Scientist DATE: 05/17/2011

56280

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Q.A./Q.C. REPORT#

Trailer/R.O.O./R.O.T./Tanker 130-20
MANIFEST NO. APV 062347
GENERATOR CON EDISON
CUSTOMER# _____
TRANSPORTER APV
DRIVER _____
TRACTOR _____
DISPOSAL SITE _____
DATE/TIME ARRIVAL 5-10-11

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)
DATE/TIME OF SAMPLING 5-10-11
SAMPLER DM
NO. OF DRUMS/GALS/YDS 20
NO. OF DRUMS SAMPLED 1
NO. OF DRUMS OVERPACKED 0
TOTAL NO. OF SAMPLES 1
SAMPLING CONDITIONS: TEMP 70 °F (IN/OUTDOORS)
WEATHER _____ INDOORS _____ OUTDOORS _____

PAGE 1 of

DATE/TIME/INITIALS 5-10-11 DM
SAMPLES IN LAB _____
WORK COMPLETED 5/10/11 MC/NRC/4/84
ENVL. REVIEW 5/10/11 45 Az
OPERATIONS REVIEW _____
TRAILER# (AFTER QC) _____
DECAL # _____
COMMENTS/NOTES Hold.

LAB ANALYSIS
(CHECK ONE)
☐ OUTGOING STABILIZED
☐ OUTGOING LIQUIDS

☐ INCOMING DRUMS
☐ INCOMING BULK

☐ YARD
☐ OTHER: _____
☐ TURNAROUND

SAMPLE IDENTIFICATION		SHIPPING NAME	WASTE TYPE	DRUM No.(s)	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR
CON ED		NK	1127				98% DIRT 2% Rock debris		
P.F. TEST	FLASH PT. (°F)	IGN (Solids)	BTU/gal.	BTU/lb	% CL	CL SPOT TEST	TOX	SP. GR.	MISCIBILITY
Liquid									Solvent Water
Solid									pH
									T.O.C. (ppm)
									CHEMICAL
									A-B-KD-S
									TOTAL SULFIDES (PPM RANGE)
									Water Pos Neg
									Reactivity Sulfide Test
									Cyanide Test
									PCB's (ppm)
									88.9
KaH Fischer % Water	Oxidizer Spot Test	DOT Oxidizer Test	Organic Peroxide Spot Test	Liquofaction	Latex Test	Aluminum Test	Acidity (mg CaCO ₃ /L)	Cr+6 ppm Range	% Ash
		POS NEG		POS NEG	PASS FAIL	POS NEG			
									SS & W after Centrifuging
									TOP MID BTM
VISUAL: 100% Solub									
VISUAL (after centrifuging):									
METALS: <input type="checkbox"/> RC <input type="checkbox"/> TOTAL <input type="checkbox"/> TOLP <input type="checkbox"/> VOL WEIGHTED AVG <input type="checkbox"/> Mg/L <input type="checkbox"/> Mg/Kg									
ANTIMONY	BERYLLIUM	COPPER	NICKEL	THALLIUM					
ARSENIC	CADMIUM	LEAD	SELENIUM	ZINC					
BARIIUM	CHROMIUM	MERCURY	SILVER						

Approval Code

Comments:

Doc, please send second sample to Lab

RE
MAY 11 2011

LABORATORY ANALYSES



LSR NO. OPS-07	ANALYSES
DATE/TIME 5-10-11 2:00pm	5-10-11
GENERATOR CENJ	10
CUSTOMER# BOX #130-20	
CUSTOMER PCB only	
ADDRESS	
LOCATION	
TECH CONTRACT	
TECH REP:	
RETURN REPORT TO	
Check One: Typed Copy Required?	
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	

☐ CENJ LAB ☐ CONTRACT LAB _____ SPECIAL ANALYTICAL REQUESTS _____

CLIENT SAMPLE IDENTIFICATION	SHIPPING NAME WASTE TYPE	SAMPLING VISUAL & COMMENTS	LAB VISUAL
#130-20		SOLID DIRT NOISES	100% solids

PAINT FILTER TEST	FLASH POINT (°F)	IGN	BTU TOP/BOTTOM	%C / CI SPOT / TOX	SPECIFIC GRAVITY	MISCIBILITY SOLVENT / WATER	pH	T.O.C. (ppm)	OXIDIZER TEST	DOT OXIDIZER TEST	CHEMICAL COMPATIBILITY A-B-KD'S
LIQUID									POS LOW NEG HIGH	POS	
SOLID									NEG	NEG	

REACTIVITY			TOTAL SULFIDES	KARL FISCHER WATER (%)	B S & W CENTRIFUGING	ORGANIC PEROXIDE SPOT TEST	LIQUEFACTION	LATEX TEST	ALUMINUM TEST	% ASH	PCB'S (ppm)
WATER	SULFIDE TEST	CYANIDE TEST			TOP MIDDLE BOTTOM	POS NEG	POS NEG	PASS FAIL	POS NEG		228 ppm
											Ar. 1260

METALS			<input type="checkbox"/> RCRA	<input type="checkbox"/> TOTAL	<input type="checkbox"/> TCLP	<input type="checkbox"/> VOL WEIGHTED AVERAGE	<input type="checkbox"/> Mg/L	<input type="checkbox"/> Mg/Kg	LAB COMMENTS
ANTIMONY	CHROMIUM	SELENIUM							
ARSENIC	COPPER	SILVER							
BARIUM	LEAD	THALLIUM							
BERYLLIUM	MERCURY	ZINC							
CADMIUM	NICKEL								

DATE 5/11/11	TIME	COMPLETED	ANALYST NRC/mc/yh/gx/pg	(PRINT)	(INITIAL)	APPROVED BY
---------------------	------	-----------	--------------------------------	---------	-----------	-------------

56298



Q.A./Q.C. REPORT#

Trailer/R.O.O./R.O.T./Tanker 78-20
 MANIFEST NO. APV062388
 GENERATOR CON ED
 CUSTOMER# _____
 TRANSPORTER APV
 DRIVER _____
 TRACTOR _____
 DISPOSAL SITE _____
 DATE/TIME ARRIVAL 5-10-11 133pm

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)
 DATE/TIME OF SAMPLING 5-10-11
 SAMPLER DM
 NO. OF DRUMS/GALS/DS 20
 NO. OF DRUMS SAMPLED 0
 NO. OF DRUMS OVERPACKED 0
 TOTAL NO. OF SAMPLES 1
 SAMPLING CONDITIONS: TEMP 72 °F (IN/OUTDOORS)
 WEATHER _____ INDOORS _____ OUTDOORS _____

PAGE 1 of

DATE/TIME/INITIALS 5-10-11 DM
 SAMPLES IN LAB _____
 WORK COMPLETED 5/10/11 MC/NRC/PC/SL/GY
 ENVL. REVIEW 5/10/11 3:42 PM
 OPERATIONS REVIEW _____
 TRAILER# (AFTER QC) _____
 DECAL # _____
 COMMENTS/NOTES _____

☒ LAB ANALYSIS (CHECK ONE)
 ☐ OUTGOING STABILIZED
 ☐ INCOMING DRUMS
 ☐ YARD
 ☐ TURNAROUND
☐ OUTGOING LIQUIDS
 ☐ INCOMING BULK
 ☐ OTHER: _____

SAMPLE IDENTIFICATION		SHIPPING NAME	WASTE TYPE	DRUM No.'s	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR
CON ED		NR 1027					DIRT, ROCK Debris		
PF TEST	FLASH PT. (°F)	IGN (Solids)	BTU/gal.	BTU/b	% CL	GL SPOT TEST	TOX	SP. GR.	MISCIBILITY
Liquid									
Solid		C							
Karl Fischer % Water	Oxidizer Spot Test	DOT Oxidizer Test	Organic Peroxide Spot Test	Liquefaction	Latex Test	Aluminum Test	Acidity (mg CaCO ₃ /L)	Cr+6 ppm Range	% Ash
		POS	NEG	POS	FAIL	POS			
	Pos/ben		✓			✓			
VISUAL: <u>100% Solids</u> VISUAL (after centrifuging): _____ Priced For: _____ METALS: <input type="checkbox"/> RC <input type="checkbox"/> TOTAL <input type="checkbox"/> TCLP <input type="checkbox"/> VOL WEIGHTED AVG <input type="checkbox"/> Mg/L <input type="checkbox"/> Mg/Kg ANTIMONY BERYLLIUM COPPER NICKEL THALLIUM ARSENIC CADMIUM LEAD SELENIUM ZINC BARIUM CHROMIUM MERCURY SILVER									
LAB COMMENTS									
PCB 5.69 ppm Ar-1260									

Comments:

APPROVED

56 297



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I.A./Q.C. REPORT#

Trailer/R.O.O./R.O.T./Tanker 81-20
 MANIFEST NO. APV 062389
 GENERATOR CON ED
 CUSTOMER# _____
 TRANSPORTER APV
 RIVER _____
 FACTORY _____
 DISPOSAL SITE _____
 DATE/TIME ARRIVAL 5-10-11 141Bm

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)

DATE/TIME OF SAMPLING 5-10-11SAMPLER DMNO. OF DRUMS/GALS/YDS 20NO. OF DRUMS SAMPLED 0NO. OF DRUMS OVERPACKED 0TOTAL NO. OF SAMPLES 1SAMPLING CONDITIONS: TEMP 72 °F (IN/OUTDOORS)

WEATHER _____ INDOORS _____ OUTDOORS _____

PAGE 1 of

DATE/TIME/INITIALS 5-10-11 DM

SAMPLES IN LAB _____

WORK COMPLETED 5/10/11 MC/NRC/PC/PL/gyENVL. REVIEW 7/10/11 2:42 pm

OPERATIONS REVIEW _____

TRAILER# (AFTER QC) _____

DECAL # _____

COMMENTS/NOTES _____

LAB ANALYSIS
(CHECK ONE)
☐ OUTGOING STABILIZED
☐ OUTGOING LIQUIDS

☐ INCOMING DRUMS
☐ INCOMING BULK

☐ YARD
☐ OTHER: _____
☐ TURNAROUND

SAMPLE IDENTIFICATION			SHIPPING NAME	WASTE TYPE	DRUM No.(s)	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR									
CON ED			NR 1027					DIRT, Rock debris											
P.F. TEST	FLASH PT. (°F)	IGN (Solids)	BTU/gal.	BTU/lb	% CL	CL SPOT TEST	TOX	SP. GR.	MISCIBILITY	pH	T.O.C. (ppm)	CHEMICAL A-B-KD-S	TOTAL SULFIDES (PPM RANGE)	Water Pos Neg	REACTIVITY Sulfide Test	Cyanide Test	PCB's (ppm)		
Liquid									Solvent	Water									
Solid																	6.71		
Karl Fischer % Water	Oxidizer Spot Test	DOT Oxidizer Test	Organic Peroxide Spot Test	Liquefaction	Latex Test	Aluminum Test	Acidity (mg CaCO ₃ /L)	Cr+6 ppm Range	% Ash	BS & W after Centrifuging									
	POS	NEG		POS	NEG	PASS	FAIL	POS	NEG										
VISUAL: 100% Solids																			
VISUAL (after centrifuging):																			
Priced For:																			
Approval Code																			
LAB COMMENTS																			
PCB 6.71 ppb Ar 126																			

Comments:

APPROVED

A

56297

CLEAN EARTH

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OFF-5620

PAGE 1 of

Q.A./Q.C. REPORT#

Trailer/R.O.O./P.O.T./Tanker 49-20
 MANIFEST NO. APN 06 2385
 GENERATOR CON 5715-0N
 CUSTOMER# _____
 TRANSPORTER APV
 DRIVER _____
 TRACTOR _____
 DISPOSAL SITE _____
 DATE/TIME ARRIVAL 5-10-11 1232 PM

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)
 DATE/TIME OF SAMPLING 5-10-11
 SAMPLER DM
 NO. OF DRUMS/GALS/YDS 2
 NO. OF DRUMS SAMPLED 0
 NO. OF DRUMS OVERPACKED 0
 TOTAL NO. OF SAMPLES 1
 SAMPLING CONDITIONS: TEMP 72 °F (IN/OUTDOORS)
 WEATHER _____ INDOORS _____ OUTDOORS _____

DATE/TIME/INITIALS 5-10-11 DM
 SAMPLES IN LAB _____
 WORK COMPLETED 5/10/11 1:29 mcl/perc/pg/s
 ENVL REVIEW 5/10/11 1:29
 OPERATIONS REVIEW _____
 TRAILER# (AFTER QC) _____
 DECAL # _____
 COMMENTS/NOTES _____

LAB ANALYSIS
(CHECK ONE)
☐ OUTGOING STABILIZED
☐ OUTGOING LIQUIDS

☐ INCOMING DRUMS
☐ INCOMING BULK

☐ YARD
☐ OTHER: _____
☐ TURNAROUND

SAMPLE IDENTIFICATION			SHIPPING NAME	WASTE TYPE	DRUM No.'s	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR							
CON ED			NR 1027					DIOT, smrd, Rock Debris									
RF TEST	FLASH PT. (°F)	IGN (Solids)	BTU/gal.	BTU/lb	% CL	CL SPOT TEST	TOX	SP. GR.	MISCIBILITY	pH	T.O.C. (ppm)	CHEMICAL A-B-KD-S	TOTAL SULFIDES (PPM RANGE)	Water Pos Neg	PERMEABILITY Solids Test	Cyanide Test	PCB's (ppm)
Liquid																	
Solid		C				neg				7		Compatible	neg		✓ neg	neg	4.81 As Ar
Karl Fischer % Water	Oxidizer Spot Test	DOT Oxidizer Test POS NEG	Organic Peroxide Spot Test	Liquefaction POS NEG	Latex Test PASS FAIL	Aluminum Test POS NEG	Acidity (mg CaCO ₃ /L)	Cr+6 ppm Range	% Ash	BS & W after Centrifuging TOP MID BTM							
	Pos Neg	✓															
VISUAL: 100% Solids											Approval Code						
VISUAL (after centrifuging):											Priced For:						
METALS: <input type="checkbox"/> RC		<input type="checkbox"/> TOTAL		<input type="checkbox"/> TCLP		<input type="checkbox"/> VOL WEIGHTED AVG		<input type="checkbox"/> Mg/L		<input type="checkbox"/> Mg/Kg		LAB COMMENTS					
ANTIMONY		BERYLLIUM		COPPER		NICKEL		THALLIUM		* PCB 4.81 ppm As Ar: 1260							
ARSENIC		CADMIUM		LEAD		SELENIUM		ZINC									
BARIUM		CHROMIUM		MERCURY		SILVER											

Comments:

APPROVED





Q.A./Q.C. REPORT#

Trailer/R.O.O./R.O.T./Tanker
MANIFEST NO. APV 062387
GENERATOR CON EDISON
CUSTOMER# _____
TRANSPORTER APV
DRIVER _____
TRACTOR _____
DISPOSAL SITE _____
DATE/TIME ARRIVAL 5-10-11 2300hr

115 Jacobus Ave., So. Kearny, NJ 07032 (973-344-4004)

DATE/TIME OF SAMPLING 5-10-11
SAMPLER Dm
NO. OF DRUMS/GALS YDS 20
NO. OF DRUMS SAMPLED 0
NO. OF DRUMS OVERPACKED 0
TOTAL NO. OF SAMPLES 1
SAMPLING CONDITIONS: TEMP 72 °F (IN/OUTDOORS
WEATHER INDOORS OUTDOORS

PAGE 1 of

DATE/TIME/INITIALS 5-10-11 230pm
SAMPLES IN LAB DM
WORK COMPLETED 5/10/11 g. mcf/nrc/ky
ENVL. REVIEW 5/10/11 g. mcf/nrc/ky
OPERATIONS REVIEW _____
TRAILER# (AFTER QC) _____
DECAL # _____
COMMENTS/NOTES _____

☐ OTHER: _____

SAMPLE IDENTIFICATION		SHIPPING NAME	WASTE TYPE	DRUM No. (s)	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR								
CON ED		NR	11227				DIAT, Rock Debris										
P.F. TEST	FLASH P.T. (°F)	IGN (Solids)	BTU/gal.	BTU/lb	% C	CL SPOT TEST	TOX	SP. GR.	MISCIBILITY	pH	T.O.C. (ppm)	CHEMICAL	TOTAL SULFIDES (PFM RANGE)	Water Pos Neg	REACTIVITY Sulfide Test	Cyanide Test	PCR's (ppm)
Liquid									Solvent	Water		A - B - KD - S					
(Solid)		C										Compatible	neg	✓	neg	neg	0.79
Knif Flasher % Water	Oxidizer Spot Test	DOT Oxidizer Test	Organic Peroxide Spot Test	Liquefaction	Latex Test	Aluminum Test	Acidity (mg CaCO ₃ /L)	Cr+6 ppm Range	% Ash	BS & W after Centrifuging	TOP	MID	BTM				
	POS	NEG		POS	NEG	PASS	FAIL	POS	NEG								
	Pos med	✓							✓								
VISUAL: 100% Solids										P metal		Approval Code					
VISUAL (after centrifuging):										Priced For:		0019					
METALS:	RC	TOTAL	TCLP	VOL WEIGHTED AVG	Mg/L	Mg/Kg	LAB COMMENTS										
ANTIMONY		BERYLLIUM		COPPER		NICKEL	PCB 0.79 APR 11.12										
ARSENIC		CADMIUM		LEAD		SELENIUM											
BARIUM		CHROMIUM		MERCURY		SILVER											

Comments:

[illegible]

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PAGE 1 of

DATE/TIME/INITIALS 5-10-11 AM
 SAMPLES IN LAB
 WORK COMPLETED 5/10/11 NRC/mr/Pg/yl
 ENVL. REVIEW 5/10/11 12:00 PM
 OPERATIONS REVIEW
 TRAILER# (AFTER QC)
 DECAL #
 COMMENTS/NOTES

SAMPLE IDENTIFICATION		SHIPPING NAME	WASTE TYPE	DRUM No. (s)	DM SIZE	DM COND.	SAMPLING VISUAL & COMMENTS		COLOR									
CON ED		NR 1027					DIRT, SAND, Rock Debris											
RF. TEST	FLASH PT. (°F)	IGN (Solids)	BTU/gal.	BTU/lb	% CL	CL SPOT TEST	TOX	SP. GR.	MISCIBILITY	pH	T.O.C. (ppm)	CHEMICAL A-B-KD-S	TOTAL SULFIDES (PPM RANGE)	Water Pos Neg	REACTIVITY Sulfide Test	Cyanide Test	PCB's (ppm)	
Liquid									Solvent	Water								
Solid		C					neg			7		Compatible	neg		✓ neg	neg	1.88	
Karl Fischer % Water	Oxidizer Spot Test	DOT Oxidizer Test		Organic Peroxide Spot Test		Liquofaction		Latex Test		Aluminum Test		Acidity (mg CaCO ₃ /L)	Cr+6 ppm Range	% Ash	BS & W after Centrifuging			
		POS	NEG			POS	NEG	PASS	FAIL	POS	NEG					TOP	MID	BTM
	pos low		✓								✓							
VISUAL: 100% Solids VISUAL (after centrifuging): METALS: <input type="checkbox"/> RC <input type="checkbox"/> TOTAL <input type="checkbox"/> TCLP <input type="checkbox"/> VOL WEIGHTED AVG <input type="checkbox"/> Mg/L <input type="checkbox"/> Mg/Kg ANTIMONY BERYLLIUM COPPER NICKEL THALLIUM ARSENIC CADMIUM LEAD SELENIUM ZINC BARIUM CHROMIUM MERCURY SILVER																		
Priced For:												LAB COMMENTS						
												PCB 1.88 ppm Ar-1260						

Comments:

A handwritten signature, possibly 'S. J.', is written below the date 'MAY 1 1964'. The date is written in a stylized, slanted font. The signature is written in a cursive script.

LABORATORY ANALYSES



LSR NO. OPS-08
 DATE/TIME 5-10-11 2:00 PM
 GENERATOR CENJ
 CUSTOMER# BOX #152-20
 CUSTOMER PCB only.
 ADDRESS _____
 LOCATION _____
 TECH CONTRACT _____
 TECH REP: _____
 RETURN REPORT TO _____
 Check One: Typed Copy Required?
☐ YES ☐ NO

ANALYSES
5-10-11
JO

☐ CENJ LAB ☐ CONTRACT LAB

SPECIAL ANALYTICAL REQUESTS _____

CLIENT SAMPLE IDENTIFICATION	SHIPPING NAME WASTE TYPE	SAMPLING VISUAL & COMMENTS	LAB VISUAL
152-20		SOUND DIRT, ROCKS	100% Solids

PAIN/FILTER TEST	FLASH POINT (°F)	IGN	BTU TOP/BOTTOM	%C / CI SPOT / TOX	SPECIFIC GRAVITY	MISCIBILITY SOLVENT WATER	pH	T.O.C. (ppm)	OXIDIZER TEST	DOT OXIDIZER TEST	CHEMICAL COMPATIBILITY A-B-KD-S
LIQUID									POS LOW NEG HIGH	POS	
SOLID									NEG	NEG	

REACTIVITY			TOTAL SULFIDES	KARL FISCHER WATER (%)	B.S. & W CENTRIFUGING	ORGANIC PEROXIDE SPOT TEST	LIQUEFACTION	LATEX TEST	ALUMINUM TEST	% ASH	PCB'S (ppm)
WATER	SULFIDE TEST	CYANIDE TEST			TOP MIDDLE BOTTOM	POS NEG	POS NEG	PASS FAIL	POS NEG		15.90 41.1260

METALS			<input type="checkbox"/> RCRA	<input type="checkbox"/> TOTAL	<input type="checkbox"/> TCLP	<input type="checkbox"/> VOL WEIGHTED AVERAGE	<input type="checkbox"/> Mg/L	<input type="checkbox"/> Mg/Kg	LAB COMMENTS	
ANTIMONY	CHROMIUM			SELENIUM						
ARSENIC	COPPER			SILVER						
BARIUM	LEAD			THALLIUM						
BERYLLIUM	MERCURY			ZINC						
CADMIUM	NICKEL									
DATE		TIME		COMPLETED		ANALYST		/PRINT		

DATE 5/11/11 TIME _____ COMPLETED _____
 ANALYST NRC/mc/24/gy/15 (PRINT) (INITIAL) _____
 APPROVED BY _____

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01587-001
Incident Number:
Chain of Custody ID: GG17463

Date Approved: 3/04/2011
Date Received: 2/28/2011
Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO
Job Site: VAN NEST YARD
Email To: COLLAZOK@coned.com | EA-ChemLabReports | BQCHEMLABRESULTS@coned.com
Cc To: BELLOWSB@coned.com

DELAHOZE@coned.com |

NOTE: The submitter shall post and/or provide these results to all employees working with or in the vicinity of this substance. This report shall not be reproduced, except in full, without the written consent of EH&S. Test results are representative only of submitted samples.

Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011
QC ID: GC02-3/3/2011 12:56:54 PM

PCB THREE AROCLOR

TEST DESCRIPTION	RESULT	UNIT	METHOD
Aroclor 1242	< 1.0	ppm	EPA 608/8082
Aroclor 1254	< 1.0	ppm	EPA 608/8082
Aroclor 1260	< 1.0	ppm	EPA 608/8082

ppm = mg/L = mg/Kg
ppb = ug/L = ug/Kg
ppt = ng/L = ng/Kg
--End of Report--

Approval Status: APPROVED
Approved By: Shakirat K Ameen
Title: Specialist
Results at: <http://ilims>

0

11-01587

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01588-001
Incident Number:
Chain of Custody ID: GG17463

Date Approved: 3/07/2011
Date Received: 2/28/2011
Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO
Job Site: VAN NEST YARD
Email To: COLLAZOK@coned.com|EA-ChemLabReports|BQCHEMLABRESULTS@coned.com
Cc To: BELLOWSB@coned.com|

DELAHOZE@coned.com|

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Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011 By: 01714

(TCLP) Full VOC Analysis by EPA 624/8260B/1311

TEST DESCRIPTION	REGULATORY LIMIT mg/L	RESULT	UNIT	METHOD
1,1-Dichloroethene		< 0.010	mg/L	SW1311/8260
1,2-Dichloroethane		< 0.010	mg/L	SW1311/8260
1,4-Dichlorobenzene		< 0.010	mg/L	SW1311/8260
2-Butanone		< 0.010	mg/L	SW1311/8260
Benzene		< 0.010	mg/L	SW1311/8260
Carbon Tetrachloride		< 0.010	mg/L	SW1311/8260
Chlorobenzene		< 0.010	mg/L	SW1311/8260
Chloroform		< 0.010	mg/L	SW1311/8260
Tetrachloroethene		< 0.010	mg/L	SW1311/8260
Trichloroethene		< 0.010	mg/L	SW1311/8260
Vinyl chloride		< 0.010	mg/L	SW1311/8260

Analyzed by: H2M LABS, INC.

ppm = mg/L = mg/Kg
ppb = ug/L = ug/Kg
ppt = ng/L = ng/Kg

Approval Status: APPROVED
Approved By: James P. Hendricks
Title: Project Specialist

11-01588

Page 2 of 5

3/07/2011

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01588-002

Date Approved: 3/07/2011

Incident Number:

Date Received: 2/28/2011

Chain of Custody ID: GG17463

Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO

Job Site: VAN NEST YARD

Email To: COLLAZOK@coned.com | EA-ChemLabReports|BQCHEMLABRESULTS@coned.com

Cc To: BELLOWSB@coned.com |

DELAHOZE@coned.com |

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Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011 By: 01714

(TCLP) Full SVOC Analysis by EPA 625/8270C/1311

TEST DESCRIPTION	REGULATORY LIMIT mg/L	RESULT	UNIT	METHOD
o-Cresol		< 0.0100	mg/L	SW1311/8270
m,p-Cresol		< 0.0100	mg/L	SW1311/8270
Hexachloroethane		< 0.0100	mg/L	SW1311/8270
Nitrobenzene		< 0.0100	mg/L	SW1311/8270
Hexachlorobutadiene		< 0.0100	mg/L	SW1311/8270
2,4,6-Trichlorophenol		< 0.0100	mg/L	SW1311/8270
2,4,5-Trichlorophenol		< 0.0250	mg/L	SW1311/8270
Hexachlorobenzene		< 0.0100	mg/L	SW1311/8270
Pentachlorophenol		< 0.0250	mg/L	SW1311/8270
1,4-Dichlorobenzene		< 0.0100	mg/L	SW1311/8270
Pyridine		< 0.0100	mg/L	SW1311/8270

Analyzed by: H2M LABS, INC.

11-01588

ppm = mg/L = mg/Kg
ppb = ug/L = ug/Kg
ppt = ng/L = ng/Kg

Approval Status: APPROVED
Approved By: James P. Hendricks
Title: Project Specialist

Page 3 of 5

3/07/2011

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01588-003
Incident Number:
Chain of Custody ID: GG17463

Date Approved: 3/07/2011
Date Received: 2/28/2011
Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO
Job Site: VAN NEST YARD
Email To: COLLAZOK@coned.com|EA-ChemLabReports|BQCHEMLABRESULTS@coned.com
Cc To: BELLOWSB@coned.com|
DELAHOZE@coned.com|

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Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011 By: 01714

(TCLP) RCRA Metals by EPA 200.7/200 Series/6010B/7000 Series

TEST DESCRIPTION	REGULATORY LIMIT mg/L	RESULT	UNIT	METHOD
Arsenic as As	5.00	< 1.00	mg/L	SW1311/6010
Barium as Ba	100.0	< 10.0	mg/L	SW1311/6010
Cadmium as Cd	1.00	< 0.100	mg/L	SW1311/6010
Chromium as Cr	5.00	< 1.00	mg/L	SW1311/6010
Lead as Pb	5.00	< 1.00	mg/L	SW1311/6010
Mercury as Hg	0.20	< 0.000200	mg/L	SW1311/7470
Selenium as Se	1.00	< 0.100	mg/L	SW1311/6010
Silver as Ag	5.00	< 1.00	mg/L	SW1311/6010

11-01588

Analyzed by: H2M LABS, INC.

ppm = mg/L = mg/Kg
ppb = ug/L = ug/Kg
ppt = ng/L = ng/Kg

Approval Status: APPROVED
Approved By: James P. Hendricks
Title: Project Specialist

Page 4 of 5

3/07/2011

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01588-004
Incident Number:
Chain of Custody ID: GG17463

Date Approved: 3/07/2011
Date Received: 2/28/2011
Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO
Job Site: VAN NEST YARD
Email To: COLLAZOK@coned.com|EA-ChemLabReports|BQCHEMLABRESULTS@coned.com
Cc To: BELLOWSB@coned.com|

DELAHOZE@coned.com|

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Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011 By: 01714

TPH - Dielectric/Diesel Fluid Range Organics Analysis by EPA 8100 (Modified)

TEST DESCRIPTION	RESULT	UNIT	METHOD
Dichevrol Fluid 100 Cable Oil	< 7.4	mg/Kg	SW8100M
Dichevrol Fluid 500 Cable Oil	< 7.4	mg/Kg	SW8100M
Silicone Base Transformer Oil	< 7.4	mg/Kg	SW8100M
High Visc. Polybutene Cable Oil	< 7.4	mg/Kg	SW8100M
Low Visc. Polybutene Cable Oil	< 7.4	mg/Kg	SW8100M
Sun #4 Cable Oil	< 7.4	mg/Kg	SW8100M
Sun #6 Cable Oil	< 7.4	mg/Kg	SW8100M
Sun #8 II Base Transformer Oil	< 7.4	mg/Kg	SW8100M
Petroleum Base Transformer Oil	< 7.4	mg/Kg	SW8100M
Gasoline	< 7.4	mg/Kg	SW8100M
Lubricating oils	< 7.4	mg/Kg	SW8100M

	11-01588		
Kerosene	< 7.4	mg/Kg	SW8100M
#4 Fuel Oil	< 7.4	mg/Kg	SW8100M
#6 Fuel Oil	< 7.4	mg/Kg	SW8100M
Univolt 60 Transformer Oil	< 7.4	mg/Kg	SW8100M
Diesel Fuel Oil	< 7.4	mg/Kg	SW8100M
Motor Oil	< 7.4	mg/Kg	SW8100M
JP4 (Aviation Fuel)	< 7.4	mg/Kg	SW8100M
Dielectric Fluid 100 oil	< 7.4	mg/Kg	SW8100M
Feeder 38m06 Oil	< 7.4	mg/Kg	SW8100M
Feeder 37377 Oil	< 7.4	mg/Kg	SW8100M
Feeder 38R51 Oil	< 7.4	mg/Kg	SW8100M
Feeder 38R52 Oil	< 7.4	mg/Kg	SW8100M
Feeder E10(POOL) Oil	< 7.4	mg/Kg	SW8100M
Feeder 51 Oil	< 7.4	mg/Kg	SW8100M
Feeder 55 Oil	< 7.4	mg/Kg	SW8100M
Feeder Transformer Oil	< 7.4	mg/Kg	SW8100M
#2 Fuel Oil	< 7.4	mg/Kg	SW8100M
% Moisture	9.4	wt%	D2216

3/07/2011

Consolidated Edison
Environment, Health and Safety ChemLab
NY Lab ID No: 10380

Lab Sequence Number: 11-01588-004...Continued
Incident Number:
Chain of Custody ID: GGL7463

Date Approved: 3/07/2011
Date Received: 2/28/2011
Date Sampled: 2/28/2011

Submitter: KENNETH COLLAZO
Job Site: VAN NEST YARD
Email To: COLLAZOK@coned.com | EA-ChemLabReports | BQCHEMLABRESULTS@coned.com
Cc To: BELLOWSB@coned.com |
DELAHOZE@coned.com |

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Results of Analysis

MATRIX: SOIL GRAB
DESCRIPTION: SOIL FROM SERVER FARM TEST PIT
LOCATION: VAN NEST YARD
SAMPLED: 11:45 AM 2/28/2011 By: 01714

TPH - Dielectric/Diesel Fluid Range Organics Analysis by EPA 8100 (Modified)

TEST DESCRIPTION	RESULT	UNIT	METHOD
TPH (Total Petroleum Hydrocarbons)	64	mg/Kg	SW8100M

TPH: NO MATCH WITH TARGETED SUBSTANCES. ELUTES WITHIN THE RANGE OF
FDR E10(POOL)/FDR 37377/SUN 6 CABLE OIL.

11-01588

Analyzed by: H2M LABS, INC.

ppm = mg/L = mg/Kg
ppb = ug/L = ug/Kg
ppt = ng/L = ng/Kg
--End of Report--

Approval Status: APPROVED
Approved By: James P. Hendricks
Title: Project Specialist
Results at: <http://ilims>

Bellows, Brian

From: Collazo, Kenneth
Sent: Thursday, May 12, 2011 6:29 AM
To: Bellows, Brian; McGrath, Nancy
Cc: Floryshak, Joseph; Walsh, Michael M.
Subject: PCB found in soil at Van Nest

Houston, we have a problem. Please read below. According Glen Burke of Allstate, the soil from the Server Farm excavation is contaminated. I was hoping one of you could be with me when I call him this morning. Please advise.

-----Original Message-----

From: gburke@aspvac.com [mailto:gburke@aspvac.com]
Sent: Thursday, May 12, 2011 6:04 AM
To: Collazo, Kenneth; sburke@aspvac.com; dmiller@aspvac.com
Subject: Re: Submitter: KENNETH COLLAZO LSN 11-01587

Ken

It is very important that you call me about the Van Ness boxes. They were sampled at the disposal facility and came back very high for PCB's (over 100ppm). I will call you first thing in the morning or you can call me at 917 217 8541. I

Glenn Burke

-----Original Message-----

To: Collazo, Kenneth
To: sburke@aspvac.com
Subject: Re: Submitter: KENNETH COLLAZO LSN 11-01587
Sent: May 5, 2011 7:22 AM

Ken

I got called today for the Van ness job. I need information out of you. Can you call me at 917 217 8541?

Glenn Burke

-----Original Message-----

From: Collazo, Kenneth
To: General Manager G BURKE
Subject: FW: Submitter: KENNETH COLLAZO LSN 11-01587
Sent: Apr 29, 2011 8:40 AM

FYI

From: Ameen, Shakirat K
Sent: Friday, March 04, 2011 9:58 AM
To: Collazo, Kenneth; EA - Chem Lab Reports; dl - BQChemlabresults
Cc: Bellows, Brian; Delahoz, Eddy
Subject: Submitter: KENNETH COLLAZO LSN 11-01587

<<11-01587.txt>>

Sent from my BlackBerry® smartphone with Nextel Direct Connect

5/16/11

Tom Teeling
Con Ed

(212) 460-3770

originally
phoned Jim
5/13/11

unmanifested waste incident

soil

Van Ness Facility in Bronx
service center for trucks

old RR repair Facility
no Con Ed electrical equipment
there

area was blacktopped - they
removed black top
7 rolloffs generated
1 rolloff was > 50 ppm
2 grabs → 88, 228 ppm
probably historic

roll offs shipped to Clean Earth
4 disposed in landfills
non-TSCA

(PCB rolloff) → 2 still at Clean Earth
1 still at Con Ed

sending RB rolloff to Mott City

clean earth sampled
+ notified con ed
on 5-12-11

will be ~~sampling~~ any
more soil if it
comes off

- copy of original shipping papers
- analytical results
- manifest to model city when it goes

5/19 Tom Teeling Con Ed

talk to Jim Haklar

can he send me documents
a week from Friday?

that's a long time

sooner is better

never a problem before

I'd rather have them now